

**JOURNAL**

**OF**

**THE SENATE**

**OF**

**THE UNITED STATES OF AMERICA;**

**BEING THE FIRST SESSION OF THE SIXTH CONGRESS:**

**BEGUN AND HELD**

**AT THE CITY OF PHILADELPHIA,**

**DECEMBER 2, 1799,**

**AND IN THE TWENTY-FOURTH YEAR OF THE INDEPENDENCE OF THE SAID STATES.**

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**VOLUME III.**

**Printed by order of the Senate of the United States.**

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**WASHINGTON:**

**PRINTED BY GALES & SEATON.**

**1821.**



# CONGRESS OF THE UNITED STATES.

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**THE** first session of the sixth Congress, conformable to the constitution of government of the United States, commenced this day, and the Senate assembled at the city of Philadelphia.

**MONDAY, DECEMBER 2, 1799.**

Present,

From the state of New Hampshire,	the Honorable	John Langdon.
Massachusetts,	the Honorable	Benjamin Goodhue.
Rhode Island,	the Honorable	Theodore Foster.
Connecticut,	the Honorable	{ James Hillhouse, and
		{ Uriah Tracy.
New York,	the Honorable	{ John Laurance, and
		{ James Watson.
Pennsylvania,	the Honorable	William Bingham.
Kentucky,	the Honorable	Humphrey Marshall.
South Carolina,	the Honorable	Jacob Read, and
Georgia,	the Honorable	James Gunn.

The Honorable Joseph Anderson, appointed a Senator by the state of Tennessee, for the remainder of the term for which their late Senator Andrew Jackson, esquire, was appointed, the Honorable Abraham Baldwin, appointed a Senator by the state of Georgia, the Honorable John Brown, appointed a Senator by the state of Kentucky, the Honorable Samuel Dexter, appointed a Senator by the state of Massachusetts, the Honorable Samuel Livermore, appointed a Senator by the state of New Hampshire, and the Honorable William Hill Wells, appointed a Senator by the state of Delaware, severally produced their credentials, and took their seats in the Senate.

The Vice President being absent, the Senate proceeded to the election of a President pro tempore, as the constitution provides, and the Honorable Samuel Livermore was chosen.

On motion,

*Ordered,* That Mr. Read administer the oath required by law to the President of the Senate pro tempore.

The President administered the oath as the law prescribes to Messrs. Anderson, Baldwin, Brown, Dexter, and Wells.

On motion,

*Ordered,* That the Secretary wait upon the President of the United States, and acquaint him that a quorum of the Senate is assembled, and that, in the absence of the Vice President, they have elected the Honorable Samuel Livermore President of the Senate pro tempore.

*Ordered,* That the Secretary acquaint the House of Representatives that a quorum of the Senate is assembled and ready to proceed to business, and that, in the absence of the Vice President, they have elected the Honorable Samuel Livermore President of the Senate pro tempore.

On motion,

*Resolved,* That each Senator be supplied, during the present session, with three such newspapers, printed in any of the states, as he may choose, provided, that the same be furnished at the rate usual for the annual charge of such papers.

A message from the House of Representatives, by Mr. Oswald, their Clerk, Mr. Condy, being indisposed:

*Mr. President:* A quorum of the House of Representatives is assembled, and have elected the Honorable Theodore Sedgwick their Speaker. And he withdrew.

On motion,

*Ordered,* That Messrs. Read and Bingham be a committee on the part of the Senate, together with such committee as the House of Representatives may appoint on their part, to wait on the President of the United States, and notify him that a quorum of the two houses is assembled, and ready to receive any communications that he may be pleased to make to them.

*Ordered,* That the Secretary acquaint the House of Representatives therewith.

The President communicated a letter signed John Trumbull, presenting to the Senate of the United States impressions of two prints of the American revolution, which he had lately caused to be published; and the letter was read.

*Ordered,* That it lie on the table.

The Senate adjourned to 11 o'clock to-morrow morning.

### TUESDAY, DECEMBER 3, 1799.

The Honorable William Cocke, appointed a Senator by the state of Tennessee, and the Honorable James Schureman, appointed a Senator by the state of New Jersey, in the room of John Rutherford, Esq. resigned, severally produced their credentials and took their seats in the Senate.

The President administered the oath prescribed by law to Mr. Cocke and Mr. Schureman.

The Honorable Henry Latimer, from the state of Delaware, and the Honorable James Ross, from the state of Pennsylvania, severally attended.

A message from the House of Representatives, by Mr. Oswald, their Clerk being detained by the ill state of his health:

*Mr. President:* A quorum of the House of Representatives is assembled, and they have appointed a joint committee on their part, together with such committee as the Senate may appoint on theirs, to wait on the President of the United States, and notify him that a quorum of the two Houses is assembled, and ready to receive any communications that he may be pleased to make to them. And he withdrew.

Mr. Read reported from the joint committee, appointed for the purpose, that they had waited on the President of the United States, and had notified him that a quorum of the two Houses of Congress were assembled; and that the President of the United States acquainted the committee, that he would meet the two Houses, this day, at 12 o'clock, in the chamber of the House of Representatives.

A message from the House of Representatives, by Mr. Oswald, in the absence of their Clerk:

*Mr. President:* The House of Representatives are now ready to meet the Senate, in the chamber of that House, to receive such communications as the President of the United States shall be pleased to make to them. And he withdrew.

Whereupon, the Senate repaired to the chamber of the House of Representatives, for the purpose above expressed.

The Senate returned to their own chamber, and a copy of the speech of the President of the United States, this day addressed to both Houses of Congress, was read, as follows:

*Gentlemen of the Senate,*

*and Gentlemen of the House of Representatives:*

It is with peculiar satisfaction that I meet the Sixth Congress of the United States of America. Coming from all parts of the Union at this critical and interesting period, the members must be fully possessed of the sentiments and wishes of our constituents.

The flattering prospects of abundance, from the labors of the people, by land and by sea; the prosperity of our extended commerce, notwithstanding interruptions occasioned by the belligerent state of a great part of the world; the return of health, industry, and trade, to those cities, which have lately been afflicted with disease; and the various and inestimable advantages, civil and religious, which, secured under our happy frame of government, are continued to us unimpaired; demand of the whole American people sincere thanks to a benevolent Deity for the merciful dispensations of his Providence.

But, while these numerous blessings are recollected, it is a painful duty to advert to the ungrateful return which has been made for them, by some of the people, in certain counties of Pennsylvania, where, seduced by the arts and misrepresentations of designing men, they have openly resisted the law directing the valuation of houses and lands. Such defiance was given to the civil authority as rendered hopeless all fur-

ther attempts, by judicial process, to enforce the execution of the law; and it became necessary to direct a military force to be employed, consisting of some companies of regular troops, volunteers, and militia, by whose zeal and activity, in co-operation with the judicial power, order and submission were restored, and many of the offenders arrested. Of these, some have been convicted of misdemeanors, and others, charged with various crimes, remain to be tried.

To give due effect to the civil administration of government, and to ensure a just execution of the laws, a revision and amendment of the judiciary system is indispensably necessary. In this extensive country, it cannot but happen, that numerous questions respecting the interpretation of the laws and the rights and duties of officers and citizens must arise. On the one hand, the laws should be executed; on the other, individuals should be guarded from oppression: neither of these objects is sufficiently assured under the present organization of the Judicial Department. I therefore earnestly recommend the subject to your serious consideration.

Persevering in the pacific and humane policy which had been invariably professed, and sincerely pursued, by the Executive authority of the United States, when indications were made, on the part of the French Republic, of a disposition to accommodate the existing differences between the two countries, I felt it to be my duty to prepare for meeting their advances, by a nomination of ministers upon certain conditions which the honor of our country dictated, and which its moderation had given it a right to prescribe. The assurances which were required of the French government, previous to the departure of our envoys, have been given, through their minister of foreign relations; and I have directed them to proceed on their mission to Paris. They have full power to conclude a treaty, subject to the constitutional advice and consent of the Senate. The characters of these gentlemen are sure pledges to their country, that nothing incompatible with its honor or interest, nothing inconsistent with our obligations of good faith or friendship to any other nation, will be stipulated.

It appearing probable, from the information I received, that our commercial intercourse with some ports in the Island of St. Domingo might safely be renewed, I took such steps as seemed to me expedient to ascertain that point. The result being satisfactory, I then, in conformity with the act of Congress on the subject, directed the restraints and prohibitions of that intercourse to be discontinued, on terms which were made known by proclamation. Since the renewal of this intercourse, our citizens trading to those ports, with their property, have been duly respected, and privateering from those ports has ceased.

In examining the claims of British subjects by the commissioners at Philadelphia, acting under the sixth article of the treaty of amity, commerce, and navigation, with Great Britain, a difference of opinion, on points deemed essential, in the interpretation of that article, has arisen between the commissioners appointed by the United States, and the other members of that board, from which the former have thought it their duty to withdraw. It is sincerely to be regretted, that the execution of an article produced by a mutual spirit of amity and justice should have been thus unavoidably interrupted. It is, however, confidently expected, that the same spirit of amity, and the same sense of justice, in which it originated, will lead to satisfactory explanations. In consequence of the obstacles to the progress of the commission in Philadelphia, his Britannic majesty has directed the commissioners appointed by him, under the 7th article of the treaty, relating to the British captures of American vessels, to withdraw from the board sitting in London: but with the express declaration of his determination to fulfil, with punctuality and good faith, the engagements which his majesty has contracted by his treaty with the United States; and that they will be instructed to resume their functions whenever the obstacles which impede the progress of the commission at Philadelphia shall be removed. It being, in like manner, my sincere determination, so far as the same depends on me, that, with equal punctuality and good faith, the engagements contracted by the United States, in their treaties with his Britannic majesty, shall be fulfilled, I shall immediately instruct our minister at London to endeavor to obtain the explanations necessary to a just performance of those engagements on the part of the United States. With such dispositions on both sides, I cannot entertain a doubt, that all difficulties will soon be removed, and that the two boards will then proceed and bring the business committed to them respectively to a satisfactory conclusion.

The act of Congress relative to the seat of the government of the United States requiring that, on the first Monday of December next, it should be transferred from Philadelphia to the District chosen for its permanent seat, it is proper for me to inform you that the commissioners appointed to provide suitable buildings for the ac-

commodation of Congress, and of the President, and of the public offices of the government, have made a report of the state of the buildings designed for those purposes in the City of Washington; from which they conclude, that the removal of the seat of government to that place, at the time required, will be practicable, and the accommodation satisfactory. Their report will be laid before you.

*Gentlemen of the House of Representatives:*

I shall direct the estimates of the appropriations necessary for the service of the ensuing year, together with an account of the revenue and expenditure, to be laid before you. During a period in which a great portion of the civilized world has been involved in a war unusually calamitous and destructive, it was not to be expected that the United States could be exempted from extraordinary burthens. Although the period is not arrived, when the measures adopted to secure our country against foreign attacks can be renounced, yet it is alike necessary for the honor of the government, and the satisfaction of the community, that an exact economy should be maintained. I invite you, gentlemen, to investigate the different branches of the public expenditure: the examination will lead to beneficial retrenchments, or produce a conviction of the wisdom of the measures to which the expenditure relates.

*Gentlemen of the Senate,*

*and Gentlemen of the House of Representatives:*

At a period like the present, when momentous changes are occurring, and every hour is preparing new and great events in the political world; when a spirit of war is prevalent in almost every nation with whose affairs the interests of the United States have any connexion; unsafe and precarious would be our situation were we to neglect the means of maintaining our just rights. The result of the mission to France is uncertain; but, however it may terminate, a steady perseverance in a system of national defence, commensurate with our resources, and the situation of our country, is an obvious dictate of wisdom. For, remotely as we are placed from the belligerent nations, and desirous as we are, by doing justice to all, to avoid offence to any, nothing short of the power of repelling aggressions will secure to our country a rational prospect of escaping the calamities of war or national degradation. As to myself, it is my anxious desire so to execute the trust reposed in me, as to render the people of the United States prosperous and happy. I rely, with entire confidence, on your co-operation in objects equally your care; and that our mutual labors will serve to increase and confirm union among our fellow-citizens, and an unshaken attachment to our government.

JOHN ADAMS.

*United States, December 3, 1799.*

On motion,

*Ordered,* That Messrs. Ross, Read, and Tracy, be a committee to report the draught of an address to the President of the United States, in answer to his speech this day to both Houses.

On motion,

*Ordered,* That the speech of the President of the United States, this day communicated to both Houses of Congress, be printed for the use of the Senate.

On motion,

*Resolved,* That two chaplains, of different denominations, be appointed to Congress for the present session, one by each House, who shall interchange weekly.

*Ordered,* That the Secretary acquaint the House of Representatives therewith.

The Senate proceeded to the appointment of a chaplain to Congress on their part, and the Right Reverend Bishop White was unanimously elected.

*Ordered,* That the Secretary acquaint the House of Representatives therewith.

The Senate adjourned to 11 o'clock to-morrow morning.

WEDNESDAY, DECEMBER 4, 1799.

The Senate assembled, and

Adjourned to 11 o'clock to-morrow morning.

THURSDAY, DECEMBER 5, 1799.

The Honorable Jonathan Dayton, appointed a Senator by the state of New Jersey, and the Honorable Ray Greene, appointed a Senator by the state of Rhode Island, severally produced their credentials, and took their seats in the Senate.

The President administered the oath prescribed by law to Mr. Dayton and Mr. Greene.



A message from the House of Representatives by Mr. Oswald, in the absence of their Clerk:

*Mr. President:* The House of Representatives concur in the resolution for the appointment of Chaplains, and have elected the Reverend Doctor Ashbel Green a chaplain to Congress on their part. And he withdrew.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives:*

I transmit to Congress certain documents which have relation to the communications made on Tuesday, on the subjects of the insurrection in Pennsylvania; the renewal of commerce with St. Domingo; and the mission to the French republic.

JOHN ADAMS.

*United States, December 5, 1799.*

The message and papers therein referred to were read.

*Ordered,* That they lie for consideration, and that the message and papers be printed for the use of the Senate.

Mr. Anderson presented the petition of Samuel Glass and others, praying compensation for a number of horses, stated to have been stolen from them by certain Indians on the frontiers; which was read, and,

On motion,

*Ordered,* That it be referred to Messrs. Anderson, Hillhouse, and Goodhue, to consider and report thereon to the Senate.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

#### FRIDAY, DECEMBER 6, 1799.

Mr. Dexter notified the Senate, that he should, on Monday next, ask leave to bring in a bill to revive the act, entitled "An act for the relief of persons imprisoned for debt."

Mr. Ross, from the committee appointed to draught an address, in answer to the speech of the President of the United States, to the two Houses of Congress at the opening of the session, made a report; which was read.

*Ordered,* That it lie for consideration.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock on Monday morning.

#### MONDAY, DECEMBER 9, 1799.

The Honorable Elijah Paine, from the state of Vermont, attended.

The President laid before the Senate a letter from Samuel Meredith, Treasurer, together with his Specie, War, and Navy, accounts, ending the 31st of December, 1798, March 31st, and June 30th, 1799, and Navy and War accounts to September 30th, 1799; which were read.

*Ordered,* That they lie on file.

Agreeable to notice given, Mr. Dexter had leave to bring in a bill to revive the act, entitled "An act for the relief of persons imprisoned for debt," which was read; and,

On motion,

It was agreed, by unanimous consent, to dispense with the rule, and that this bill be now read the second time.

*Ordered,* That it be referred to Messrs. Dexter, Laurance, and Tracy, to consider and report thereon to the Senate.

The Senate proceeded to consider the report of the committee of the draught of an address in answer to the speech of the President of the United States to both Houses of Congress, at the opening of the session; which, being read in paragraphs, was adopted, as follows:

*To the President of the United States:*

Accept, Sir, the respectful acknowledgments of the Senate of the United States for your speech delivered to both Houses of Congress at the opening of the present session.

While we devoutly join you in offering our thanks to Almighty God for the return of health to our cities, and for the general prosperity of the country, we cannot refrain from lamenting that the arts and calumnies of factious designing men have excited

open rebellion a second time in Pennsylvania; and thereby compelled the employment of a military force to aid the civil authority in the execution of the laws. We rejoice that your vigilance, energy, and well-timed exertions, have crushed so daring an opposition, and prevented the spreading of such treasonable combinations. The promptitude and zeal displayed by the troops called to suppress this insurrection deserve our highest commendation and praise, and afford a pleasing proof of the spirit and alacrity with which our fellow-citizens are ready to maintain the authority of our excellent government.

Knowing, as we do, that the United States are sincerely anxious for a fair and liberal execution of the treaty of amity, commerce, and navigation, entered into with Great Britain, we learn, with regret, that the progress of adjustment has been interrupted by a difference of opinion among the commissioners. We hope, however, that the justice, the moderation, and the obvious interests of both parties will lead to satisfactory explanations, and that the business will then go forward to an amicable close of all differences and demands between the two countries. We are fully persuaded that the Legislature of the United States will cheerfully enable you to realize your assurances of performing, on our part, all engagements under our treaties with punctuality, and the most scrupulous good faith.

When we reflect upon the uncertainty of the result of the late mission to France; and upon the uncommon nature, extent, and aspect, of the war now raging in Europe; which affects materially our relations with the powers at war, and which has changed the condition of their colonies in our neighborhood: we are of opinion, with you, that it would be neither wise nor safe to relax our measures of defence, or to lessen any of our preparations to repel aggression.

Our inquiries and attention shall be carefully directed to the various other important subjects which you have recommended to our consideration; and from our experience of your past administration, we anticipate, with the highest confidence, your strenuous co-operation in all measures which have a tendency to promote and extend our national interests and happiness.

SAMUEL LIVERMORE,

*President of the Senate, pro tempore.*

*Ordered,* That the committee who prepared the address wait on the President of the United States, and desire him to acquaint the Senate at what time and place it will be most convenient for him that it should be presented.

Mr. Ross reported, from the committee, that they had waited on the President of the United States, and that he would receive the address of the Senate to-morrow at 12 o'clock, at his own house.

Whereupon,

*Resolved,* That the Senate will, to-morrow at 12 o'clock, wait on the President of the United States accordingly.

Mr. Ross notified the Senate that he should to-morrow ask leave to bring in a bill to revive certain suits and process in the circuit court for the district of Pennsylvania, which have been discontinued.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

## TUESDAY, DECEMBER 10, 1799.

Agreeable to the resolution of yesterday, the Senate waited on the President of the United States, and the President of the Senate, in their name, presented the address then agreed to.

To which the President of the United States was pleased to make the following reply:

*Gentlemen of the Senate:*

I thank you for this address. I wish you all possible success and satisfaction in your deliberations on the means which have a tendency to promote and extend our national interests and happiness; and I assure you that, in all your measures directed to those great objects, you may, at all times, rely with the highest confidence on my cordial co-operation.

The praise of the Senate, so judiciously conferred on the promptitude and zeal of the troops, called to suppress the insurrection, as it falls from so high authority, must make a deep impression, both as a terror to the disobedient, and an encouragement of such as do well.

JOHN ADAMS.

*United States, December 10, 1799.*

The Senate returned to their own chamber.  
 After the consideration of the Executive business,  
 The Senate adjourned to 11 o'clock to-morrow morning.

### WEDNESDAY, DECEMBER 11, 1799.

The Honorable Nathaniel Chipman, from the state of Vermont, attended.  
 The President laid before the Senate a report from the Commissioners of the Sinking Fund; which was read.

*Ordered*, That it be printed for the use of the Senate.

The President laid before the Senate a report from the Secretary for the Department of State, in pursuance of the "Act to revive and continue in force certain parts of the 'Act for the relief and protection of American seamen,' and to amend the same," with abstracts of all the returns made by the collectors of the different ports of registered seamen, and of impressed seamen; together with a report, exhibiting abstracts of the communications received from the agents employed by virtue of that act; which were read.

*Ordered*, That they be printed for the use of the Senate.

Agreeable to notice given, Mr. Ross obtained leave to bring in a bill for reviving and continuing suits and proceedings in the circuit court for the district of Pennsylvania; and the bill was read.

On motion,

It was agreed, by unanimous consent, to dispense with the rule, and that this bill be now read the second time.

*Ordered*, That it be referred to Messrs. Ross, Chipman, and Dexter, to consider and report thereon to the Senate.

On motion,

*Ordered*, That the report of the Secretary for the Department of State, respecting impressed seamen, together with the papers therein referred to, be committed to Messrs. Read, Goodhue, and Bingham, to consider and report thereon to the Senate.

Mr. Dexter, from the committee to whom was referred the bill, to revive the act, entitled "An act for the relief of persons imprisoned for debt," reported amendments, which were read and adopted; and the bill being further amended,

*Ordered*, That it pass to the third reading.

The Senate adjourned to 11 o'clock to-morrow morning.

### THURSDAY, DECEMBER 12, 1799.

The Honorable James Lloyd, from the state of Maryland, attended.

The bill to revive the act, entitled "An act for the relief of persons imprisoned for debt," was read the third time.

*Resolved*, That this bill pass, that it be engrossed, and that the title thereof be "An act for the relief of persons imprisoned for debt."

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in this bill.

Mr. Greene presented the petition of Joseph Russell, jun. and others, stating that there is due to them from the United States interest on twenty-four thousand four hundred dollars, according to a resolution of Congress of the 18th March, 1780, and praying payment; which petition was read.

*Ordered*, That it be referred to Messrs. Greene, Tracy, and Hillhouse, to consider and report thereon to the Senate.

Mr. Dexter presented the petitions of Michael Jackson and others, on the subject last mentioned.

*Ordered*, That they be referred to the same committee, to consider and report thereon to the Senate.

On motion, by Mr. Hillhouse,

That a committee be appointed to revise the law, entitled "An act to prohibit the carrying on the slave trade from the United States to any foreign place or country," and to make such amendments or alterations as shall be found necessary more effectually to prevent the carrying on such trade:

It was agreed that this motion lie until to-morrow for consideration.

On motion,

*Ordered*, That the letter signed John Trumbull, communicated on the 2d inst., be referred to Messrs. Tracy, Laurance, and Watson, to consider and report thereon to the Senate.

Mr. Anderson presented the petition of Daniel Smith, praying compensation for a negro, and also for several horses, stated to have been stolen by the Indians; which was read.

*Ordered*, That it be referred to the committee appointed the 5th inst. on the petition of Samuel Glass and others, to consider and report thereon to the Senate.

Mr. Marshall presented the petition of Margaret Lapsley, praying the renewal of certain certificates therein mentioned, and stated to have been lost; and the petition was read.

*Ordered*, That it be referred to Messrs. Marshall, Tracy, and Dayton, to consider and report thereon to the Senate.

On motion,

*Ordered*, That Messrs. Tracy, Laurance, Read, Dexter, and Ross, be a committee to take into consideration that part of the speech of the President of the United States, which recommends a revision and amendment of the judiciary system, and that they have leave to report by bill, bills, or otherwise.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

#### FRIDAY, DECEMBER 13, 1799.

Mr. Ross, from the committee to whom was referred the bill for reviving and continuing suits and proceedings in the circuit court for the district of Pennsylvania, reported amendments; which were read and agreed to, and the bill was amended accordingly.

*Ordered*, That this bill pass to the third reading.

The Senate resumed the consideration of the motion made yesterday respecting the law prohibiting the slave trade; and

*Ordered*, That Messrs. Hillhouse, Dexter, and Read, be a committee to take the same into consideration and report thereon to the Senate.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock on Monday morning.

#### MONDAY, DECEMBER 16, 1799.

The bill for reviving and continuing suits and proceedings in the circuit court for the district of Pennsylvania was read the third time.

*Resolved*, That this bill pass, that it be engrossed, and that the title thereof be "An act for reviving and continuing suits and proceedings in the circuit court for the district of Pennsylvania."

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in this bill.

Mr. Marshall, from the committee to whom was referred the petition of Margaret Lapsley, made report; which was read.

*Ordered*, That it lie for consideration, and that it be printed for the use of the Senate.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

#### TUESDAY, DECEMBER 17, 1799.

A message from the House of Representatives, by Mr. Oswald, in the absence of their Clerk:

*Mr. President*: The House of Representatives have passed the bill sent from the Senate, entitled "An act for reviving and continuing suits and proceedings in the circuit court for the district of Pennsylvania." They have appointed a joint committee, on their part, for enrolled bills, and desire the appointment of a joint committee on the part of the Senate. And he withdrew.

On motion,

*Ordered*, That Mr. Wells be of the joint committee for enrolled bills on the part of the Senate.

*Ordered*, That the Secretary notify the House of Representatives of the appointment.

The Senate took into consideration the report of the committee on the petition of Margaret Lapsley, and agreed thereto.

Mr. Tracy, from the committee to whom was referred the letter signed John Trumbull, of 20th September, 1798, reported a resolution, which was adopted, as follows:



*Resolved*, That the Senate of the United States accept the prints presented by John Trumbull, Esq. and that their President be requested to inform him, that while they respect the delicacy which dictated the *manner* of offering this elegant present, they consider their country honored by the genius of one of her sons, by whom these prints are happily designed, to perpetuate two memorable scenes in her progress to independence, and to preserve in lively recollection the names and virtues of heroes who fell in her defence.

On motion,

*Ordered*, That Messrs. Dayton, Marshall, and Tracy, be a committee to prepare and report a bill providing for the renewal of the certificates of the debt of the United States which have been destroyed or lost.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

### WEDNESDAY, DECEMBER 18, 1799.

The Senate met, and adjourned to 11 o'clock to-morrow morning.

### THURSDAY, DECEMBER 19, 1799.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives:*

The letter herewith transmitted will inform you that it has pleased Divine Providence to remove from this life our excellent fellow-citizen George Washington; by the purity of his character and a long series of services to his country rendered illustrious through the world. It remains for an affectionate and grateful people, in whose hearts he can never die, to pay suitable honors to his memory.

JOHN ADAMS.

*United States, December 19, 1799.*

The message and letter were read.

*Ordered*, That they lie for consideration.

A message from the House of Representatives, by Mr. Oswald, in the absence of their Clerk:

*Mr. President:* The House of Representatives having received intelligence of the death of their highly-valued fellow-citizen, General George Washington, and sharing the universal grief this distressing event must produce, have Resolved, That a joint committee be appointed, to report measures suitable to the occasion, and expressive of the profound sorrow with which Congress is penetrated on the loss of a citizen, first in war, first in peace, and first in the hearts of his countrymen; and having appointed a committee on their part, desire the concurrence of the Senate. And he withdrew.

The Senate proceeded to consider the foregoing resolution of the House of Representatives.

Whereupon,

*Resolved*, That they do concur therein, and that Messrs. Dayton, Bingham, Dexter, Gunn, Laurance, Tracy, and Read, be the committee on the part of the Senate.

*Ordered*, That the Secretary acquaint the House of Representatives with the concurrence.

On motion,

*Resolved*, That the Senate will wait on the President of the United States, to condole with him on the distressing event of the death of General George Washington; and that a committee be appointed to prepare, for that occasion, an address to the President of the United States expressive of the deep regret of the Senate; and that this committee consist of Messrs. Dexter, Ross, and Read.

On motion,

*Resolved*, That the chairs in the Senate Chamber be covered, and the room hung with black, and that each member, and the officers of the Senate, go into mourning, by the usual mode of wearing a crape round the left arm, during the session.

The Senate adjourned to 11 o'clock on Monday morning.

### MONDAY, DECEMBER 23, 1799.

The Honorable Timothy Bloodworth, from the state of North Carolina, and the Honorable John E. Howard, from the state of Maryland, severally attended.

Mr. Dexter, from the committee appointed for the purpose on the 18th inst. reported the draught of an address to the President of the United States, on the death of General George Washington; which being read in paragraphs, was adopted, as follows:

*To the President of the United States:*

The Senate of the United States respectfully take leave, sir, to express to you their deep regret for the loss their country sustains in the death of General George Washington.

This event, so distressing to all our fellow-citizens, must be peculiarly heavy to you, who have long been associated with him in deeds of patriotism. Permit us, sir, to mingle our tears with yours; on this occasion it is manly to weep. To lose such a man, at such a crisis, is no common calamity to the world: our country mourns her Father. The Almighty Disposer of human events has taken from us our greatest benefactor and ornament. It becomes us to submit with reverence to him who "maketh darkness his pavilion."

With patriotic pride we review the life of our Washington, and compare him with those of other countries, who have been pre-eminent in fame. Ancient and modern names are diminished before him. Greatness and guilt have too often been allied; but his fame is whiter than it is brilliant. The destroyers of nations stood abashed at the majesty of his virtue. It reprov'd the intemperance of their ambition, and darkened the splendor of victory. The scene is closed, and we are no longer anxious lest misfortune should sully his glory; he has travelled on to the end of his journey and carried with him an increasing weight of honor; he has deposited it safely, where misfortune cannot tarnish it, where malice cannot blast it. Favored of heaven, he departed without exhibiting the weakness of humanity. Magnanimous in death, the darkness of the grave could not obscure his brightness.

Such was the man whom we deplore. Thanks to God! his glory is consummated; Washington yet lives—on earth in his spotless example—his spirit is in Heaven.

Let his countrymen consecrate the memory of the heroic general, the patriotic statesman, and the virtuous sage; let them teach their children never to forget that the fruit of his labors and his example are their inheritance.

SAMUEL LIVERMORE,

*President of the Senate, pro tempore.*

*Ordered,* That the committee who prepared the address wait on the President of the United States and desire him to acquaint the Senate at what time and place it will be most convenient for him that it should be presented.

Mr. Dexter reported, from the committee, that they had waited on the President of the United States, and that he had acquainted them that he would receive the address of the Senate immediately, at his own house.

Whereupon, the Senate waited on the President of the United States, and the President of the Senate, in their name, presented the address this day agreed to.

To which the President of the United States was pleased to make the following reply:

*Gentlemen of the Senate:*

I receive, with the most respectful and affectionate sentiments, in this impressive address, the obliging expressions of your regard for the loss our country has sustained in the death of her most esteemed, beloved, and admired citizen.

In the multitude of my thoughts and recollections on this melancholy event, you will permit me only to say, that I have seen him in the days of adversity, in some of the scenes of his deepest distress and most trying perplexities; I have also attended him in his highest elevation, and most prosperous felicity, with uniform admiration of his wisdom, moderation, and constancy.

Among all our original associates in that memorable league of the continent in 1774, which first expressed the sovereign will of a free nation in America, he was the only one remaining in the general government. Although, with a constitution more enfeebled than his, at an age when he thought it necessary to prepare for retirement, I feel myself alone, bereaved of my last brother; yet I derive a strong consolation from the unanimous disposition which appears, in all ages and classes, to mingle their sorrows with mine, on this common calamity to the world.

The life of our Washington cannot suffer by a comparison with those of other countries who have been most celebrated and exalted by fame. The attributes and decorations of royalty could have only served to eclipse the majesty of those virtues which made him, from being a modest citizen, a more resplendent luminary. Misfortune, had he lived, could hereafter have sullied his glory only with those superficial minds, who, believing that characters and actions are marked by success alone, rarely deserve to enjoy it. Malice could never blast his honor, and envy made him a singular excep-

tion to her universal rule. For himself he had lived enough to life, and to glory. For his fellow-citizens, if their prayers could have been answered, he would have been immortal. For me his departure is at a most unfortunate moment. Trusting, however, in the wise and righteous dominion of Providence over the passions of men, and the results of their councils and actions, as well as over their lives, nothing remains for me but humble resignation.

His example is now complete, and it will teach wisdom and virtue to magistrates, citizens, and men, not only in the present age, but in future generations, as long as our history shall be read. If a Trajan found a Pliny, a Marcus Aurelius can never want biographers, eulogists, or historians.

JOHN ADAMS.

*United States, December 23, 1799.*

The Senate returned to their own chamber.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President:* The joint committee appointed on the part of the House of Representatives, on the 19th instant, on the receipt of the intelligence of the death of General George Washington, having made report to that House, they have agreed to sundry resolutions thereupon, in which they desire the concurrence of the Senate. And he withdrew.

Mr. Dayton, from the joint committee appointed the 19th instant, on the part of the Senate, on the receipt of the intelligence of the death of General George Washington, reported in part, and the report was agreed to. Whereupon,

The Senate took into consideration the resolutions of the House of Representatives, of this day, on the report of the joint committee on the subject above mentioned, and which resolutions are as follows:

*Resolved, by the Senate and House of Representatives of the United States of America in Congress assembled,* That a marble monument be erected by the United States in the Capitol, at the City of Washington; and that the family of General Washington be requested to permit his body to be deposited under it; and that the monument be so designed as to commemorate the great events of his military and political life.

*And be it further resolved,* That there be a funeral procession from Congress Hall to the German Lutheran Church, in honor of the memory of General George Washington, on Thursday, the 26th instant; and that an oration be prepared at the request of Congress, to be delivered before both Houses on that day; and that the President of the Senate, and Speaker of the House of Representatives, be desired to request one of the members of Congress to prepare and deliver the same.

*And be it further resolved,* That it be recommended to the people of the United States to wear crape on the left arm, as mourning, for thirty days.

*And be it further resolved,* That the President of the United States be requested to direct a copy of these resolutions to be transmitted to Mrs. Washington, assuring her of the profound respect Congress will ever bear to her person and character; of their condolence on the late afflicting dispensation of Providence, and entreating her assent to the interment of the remains of General George Washington, in the manner expressed in the first resolution.

*Resolved,* That the President of the United States be requested to issue a proclamation, notifying to the people throughout the United States the recommendation contained in the third resolution.

*Resolved, unanimously,* That the Senate do concur in the aforesaid resolutions.

*Ordered,* That the Secretary acquaint the House of Representatives therewith.

Mr. Wells reported, from the committee, that they had examined and found duly enrolled the bill, entitled "An act for reviving and continuing suits and proceedings in the circuit court for the district of Pennsylvania."

A message from the House of Representatives, by Mr. Oswald, in the absence of their Clerk.

*Mr. President:* The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of the President. The House of Representatives have passed a bill, entitled "An act supplementary to the act, entitled 'An act to provide for the valuation of lands and dwelling houses, and the enumeration of slaves, within the United States;'" and a bill, entitled "An act extending the privilege of franking to William Henry Harrison, the delegate from the territory of the United States northwest of the Ohio, and making provision for his compensation;" in which bills they desire the concurrence of the Senate. And he withdrew.

The bill, sent from the House of Representatives, entitled "An act supplementary to the act, entitled 'An act to provide for the valuation of lands and dwelling houses, and the enumeration of slaves, within the United States,'" was read the first time.

On motion,

It was agreed, by unanimous consent, to dispense with the rule, and that this bill be now read the second time.

*Ordered*, That it be referred to Messrs. Ross, Paine, and Laurance, to consider and report thereon to the Senate.

The bill last mentioned in the message from the House of Representatives was read.

*Ordered*, That this bill pass to the second reading.

The President of the Senate signed the enrolled bill last brought up from the House of Representatives, and it was delivered to the committee, to be laid before the President of the United States.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

## TUESDAY, DECEMBER 24, 1799.

Mr. Ross, from the committee to whom was referred the bill, sent from the House of Representatives for concurrence, entitled "An act supplementary to the act, entitled 'An act to provide for the valuation of lands and dwelling houses, and the enumeration of slaves, within the United States,'" reported the bill without amendment; and the report was adopted.

On motion,

It was agreed, by unanimous consent, to dispense with the rule, and that this bill now be read the third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary acquaint the House of Representatives with the concurrence of the Senate in this bill.

Mr. Wells reported, from the Committee on Enrolled Bills, that they did yesterday lay before the President of the United States the enrolled bill, entitled "An act for reviving and continuing suits and proceedings in the circuit court for the district of Pennsylvania."

A message from the President of the United States, by Mr. Shaw, his Secretary:

*Mr. President*: The President of the United States this day approved and signed the "Act for reviving and continuing suits and proceedings in the circuit court for the district of Pennsylvania."

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

Mr. Tracy presented the petition of Thomas Burling and others, inhabitants of certain lands on the borders of the Mississippi, praying confirmation of their grants made by the Spanish government; and also that a disposition be made of the vacant lands in that territory. Also, a letter signed John Henderson, per order, directed to Winthrop Sargent, governor, together with the extract of a letter from Governor Sargent to the Secretary of State on the subject.

*Ordered*, That the petition and papers above mentioned be referred to Messrs. Tracy, Gunn, and Ross, to consider and report thereon to the Senate.

Mr. Wells reported, from the Committee on Enrolled Bills, that they had examined and found duly enrolled the "Resolutions directing certain measures to be taken in honor to the memory of General George Washington, late commander in chief of the armies of the United States."

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President*: The Speaker of the House of Representatives having signed several enrolled resolutions, I am directed to bring them to the Senate for the signature of the President. And he withdrew.

The President of the Senate signed the enrolled resolutions last reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

The bill, sent from the House of Representatives, entitled "An act extending the privilege of franking to William Henry Harrison, the Delegate from the territory of the United States northwest of the Ohio, and making provision for his compensation," was read the second time.

*Ordered*, That it be referred to Messrs. Ross, Tracy, and Watson, to consider and report thereon to the Senate.

Mr. Wells, from the Committee on Enrolled Bills, reported that they had this day laid before the President of the United States the enrolled resolutions last reported to have been examined.

Mr. Laurance presented the petition of Peter Aupoix, of the city of New York, praying allowance of drawback on certain goods stated to have been exported, though the



forms of law were not, through want of information, complied with; and the petition was read.

*Ordered*, That it be referred to Messrs. Laurance, Goodhue, and Hillhouse, to consider, and report thereon to the Senate.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The President of the United States hath notified the House of Representatives that he this day approved and signed the enrolled resolutions last reported to have been examined by the Committee for Enrolled Bills. And he withdrew.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock on Thursday morning.

#### THURSDAY, DECEMBER 26, 1799.

In conformity to the resolve of the 23d instant the Senate went in procession to the German Lutheran church, where was delivered an oration in honor of the memory of General George Washington. After which, they returned to their own chamber; and Adjourned to 11 o'clock to-morrow morning.

#### FRIDAY, DECEMBER 27, 1799.

On motion,

*Resolved*, That the thanks of the Senate be communicated, through their President, to General Henry Lee, for the eloquent and impressive oration to the memory of General George Washington, which he prepared and delivered at the request of Congress.

*Resolved*, That the Secretary be directed to apply to General Lee for a copy of the same.

Mr. Ross, from the committee to whom was referred the bill, sent from the House of Representatives, entitled "An act extending the privilege of franking to William Henry Harrison, the Delegate from the territory of the United States northwest of the Ohio, and making provision for his compensation," reported the bill without amendment, and the report was adopted; and,

On motion,

It was agreed, by unanimous consent, to dispense with the rule, and that this bill be now read the third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary acquaint the House of Representatives with the concurrence of the Senate in this bill.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock on Monday morning.

#### MONDAY, DECEMBER 30, 1799.

The Honorable THOMAS JEFFERSON, Vice President of the United States and President of the Senate, attended.

The Honorable Jesse Franklin, appointed a Senator by the legislature of the state of North Carolina, produced his credentials, and took his seat in the Senate.

The Vice President administered the oath prescribed by law to Mr. Franklin.

The Vice President laid before the Senate a letter signed John Cleves Symmes, stating the reasons why Congress should be induced to receive of him the purchase money for certain public lands at the contract price; and the letter was read.

Mr. Livermore laid before the Senate a letter signed Henry Lee, in answer to their vote of thanks of the 27th instant, and request of a copy of his oration; which was read.

Mr. Dayton, from the joint committee appointed the 19th instant on the intelligence of the death of General George Washington, made a further report, in part, and it was agreed that the consideration thereof be postponed.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

#### TUESDAY, DECEMBER 31, 1799.

The Vice President laid before the Senate a letter from Samuel Meredith, Treasurer, of the 30th instant, with his specie account to 30th September, 1799; which were read.

*Ordered*, That they lie on the table.

Mr. Paine presented the petition of Elijah Brainard, praying to be put on the pension list, or for such other allowance as Congress shall approve, in consideration of a wound received in the public service, in the year 1776; and the petition was read.

*Ordered*, That it be referred to Messrs. Paine, Tracy, and Cocke, to consider, and report thereon to the Senate.

Mr. Wells reported, from the committee, that they had examined and found duly enrolled the bill, entitled "An act supplementary to the act, entitled 'An act to provide for the valuation of lands and dwelling houses, and the enumeration of slaves, within the United States;'" also, the bill, entitled "An act extending the privilege of franking to William Henry Harrison, the Delegate from the territory of the United States north-west of the Ohio, and making provision for his compensation."

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President*: The House of Representatives have passed "Resolutions directing further measures in honor of the memory of General George Washington;" in which they desire the concurrence of the Senate. And he withdrew.

The resolutions were read, as follow:

*Resolved*, by the Senate and House of Representatives of the United States of America in Congress assembled, That it be recommended to the people of the United States to assemble on the 22d day of February next, in such numbers and manner as may be convenient, publicly to testify their grief for the death of General George Washington, by suitable eulogies, orations, and discourses, or by public prayers.

*And it is further resolved*, That the President be requested to issue a proclamation for the purpose of carrying the foregoing resolution into effect.

Whereupon,

*Resolved*, That the Senate do concur in the said resolutions.

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

### WEDNESDAY, JANUARY 1, 1800.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President*: The Speaker of the House of Representatives having signed two enrolled bills, I am directed to bring them to the Senate for the signature of the Vice President. The House of Representatives have passed a bill, entitled "An act providing for the enumeration of the inhabitants of the United States," in which they desire the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

On motion,

It was agreed, by unanimous consent, to dispense with the rule, and that this bill be now read the second time.

*Ordered*, That it be referred to Messrs. Ross, Laurance, and Tracy, to consider and report thereon to the Senate.

The Vice President signed the two enrolled bills yesterday reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

Mr. Wells reported from the committee that they had laid before the President of the United States the two enrolled bills last mentioned.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President*: The House of Representatives have passed a bill, entitled "An act providing for salvage in cases of re-capture," in which they desire the concurrence of the Senate. They have passed the bill sent from the Senate, entitled "An act for the relief of persons imprisoned for debt," with amendments, in which they desire the concurrence of the Senate. And he withdrew.

The Senate proceeded to consider the amendments of the House of Representatives to the bill last mentioned.

*Ordered*, That they be referred to Messrs. Dexter, Tracy, and Cocke, to consider and report thereon to the Senate.

The bill sent from the House of Representatives for concurrence, entitled "An act providing for salvage in cases of re-capture," was read the first time.

*Ordered*, That this bill pass to the second reading.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

### THURSDAY, JANUARY 2, 1800.

Mr. Dexter, from the committee to whom were referred the amendments sent from the House of Representatives to the bill, entitled "An act for the relief of persons imprisoned for debt," made report.

Whereupon,

*Resolved*, That the Senate do agree to the amendments.

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

The bill sent from the House of Representatives, entitled "An act providing for salvage in cases of re-capture," was read the second time.

*Ordered*, That it be referred to Messrs. Goodhue, Laurance, and Langdon, to consider and report thereon to the Senate.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

#### FRIDAY, JANUARY 3, 1800.

The Honorable Wilson Cary Nicholas, appointed a Senator by the legislature of the state of Virginia, to supply the vacancy occasioned by the death of Henry Tazewell, Esq. produced his credentials and took his seat in the Senate.

The Vice President administered the oath prescribed by law to Mr. Nicholas.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President*: The President of the United States hath notified the House of Representatives, that he on the 2d instant approved and signed "An act extending the privilege of franking to William Henry Harrison, the delegate from the territory of the United States northwest of the Ohio, and making provision for his compensation;" also, "An act supplementary to the act, entitled 'An act to provide for the valuation of lands and dwelling houses, and the enumeration of slaves, within the United States.'" And he withdrew.

Mr. Wells, from the committee, reported that they had examined and found duly enrolled the bill, entitled "An act for the relief of persons imprisoned for debt," and the "Resolutions directing further measures in honor of the memory of General George Washington."

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President*: The Speaker of the House of Representatives having signed an enrolled bill and sundry enrolled resolutions, I am directed to bring them to the Senate for the signature of the Vice President. And he withdrew.

The Vice President signed the enrolled bill and the enrolled resolutions this day reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock on Monday morning.

#### MONDAY, JANUARY 6, 1800.

Mr. Wells reported from the committee that they did, on the 3d instant, lay before the President of the United States the enrolled bill and resolutions last reported to have been examined.

A message from the President of the United States, by Mr. Thomas B. Adams, his Secretary:

*Mr. President*: The President of the United States this day approved and signed "An act for the relief of persons imprisoned for debt."

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

#### TUESDAY, JANUARY 7, 1800.

The Honorable Stephens Thompson Mason, from the state of Virginia, attended.

The Vice President communicated a report of the Secretary for the Department of War, exhibiting the expenses of the national armory at Springfield, Massachusetts; which was read.

Mr. Goodhue, from the committee, to whom was referred the bill sent from the House of Representatives, entitled "An act providing for salvage in cases of recapture," reported amendments; which were read and in part agreed to.

*Ordered*, That this bill be recommitted to the same committee for further amendment.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President*: The President of the United States hath notified the House of Re-

presentatives that on the 6th inst. he approved the resolutions last reported to have been laid before him.

The House of Representatives have passed a bill, entitled "An act for the preservation of peace with the Indian tribes," in which they desire the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

*Ordered*, That it pass to the second reading.

Mr. Ross presented the petition of Richard Butler, an officer in the military service of the United States, doing duty within the Mississippi territory, praying to be allowed to introduce a number of slaves within the said territory, which he is lately become possessed of in right of his wife, the ordinance to the contrary notwithstanding; and the petition was read.

*Ordered*, That the petition be referred to Messrs. Ross, Tracy, and Brown, to consider and report thereon to the Senate.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

### WEDNESDAY, JANUARY 8, 1800.

The bill sent from the House of Representatives, entitled "An act for the preservation of peace with the Indian tribes," was read the second time.

*Ordered*, That it be referred to Messrs. Hillhouse, Brown, and Ross, to consider and report thereon to the Senate.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives:*

A report made to me on the first day of this month, by the Director of the Mint, through the office of the Secretary of State, with the documents attending it, I transmit to both Houses of Congress for their consideration.

JOHN ADAMS.

*United States, January 8, 1800.*

The message and papers were read.

*Ordered*, That they lie for consideration.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President*: The House of Representatives have passed a bill, entitled "An act for the relief of John Vaughan," in which they desire the concurrence of the Senate. And he withdrew.

The bill was read.

*Ordered*, That this bill pass to the second reading.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate, and*

*Gentlemen of the House Representatives:*

In compliance with the request in one of the resolutions of Congress, of the 21st of December last, I transmitted a copy of these resolutions, by my Secretary, Mr. Shaw, to Mrs. Washington, assuring her of the profound respect Congress will ever bear to her person and character; of their condolence in the late afflicting dispensation of Providence; and entreating her assent to the interment of the remains of General George Washington in the manner expressed in the first resolution. As the sentiments of that virtuous lady, not less beloved by this nation than she is at present greatly afflicted, can never be so well expressed as in her own words, I transmit to Congress her original letter.

It would be an attempt of too much delicacy to make any comments upon it; but there can be no doubt that the nation at large, as well as all the branches of the government, will be highly gratified by any arrangement which may diminish the sacrifice she makes of her individual feelings.

JOHN ADAMS.

*United States, January 8, 1800.*

The letter is as follows:

MOUNT VERNON, December 31, 1799.

SIR: While I feel with keenest anguish the late dispensation of Divine Providence, I cannot be insensible to the mournful tributes of respect and veneration which are paid to the memory of my dear deceased husband; and, as his best services, and most



anxious wishes, were always devoted to the welfare and happiness of his country, to know that they were truly appreciated and gratefully remembered affords no inconsiderable consolation.

Taught by the great example which I have so long had before me, never to oppose my private wishes to the public will, I must consent to the request made by Congress, which you have had the goodness to transmit to me; and, in doing this, I need not, I cannot, say what a sacrifice of individual feeling I make to a sense of public duty.

With grateful acknowledgments, and unfeigned thanks, for the personal respect and evidences of condolence, expressed by Congress and yourself,

I remain, very respectfully, Sir,

Your most obedient humble servant,

MARTHA WASHINGTON.

*The President of the United States.*

*Ordered,* That the message and letter be referred to the joint committee appointed on the 19th December last, to report suitable measures in honor of the memory of General George Washington, deceased.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

#### THURSDAY, JANUARY 9, 1800.

Mr. Goodhue, from the committee to whom was recommitted the bill, sent from the House of Representatives, entitled "An act providing for salvage in cases of recapture," reported further amendments.

*Ordered,* That they be printed for the use of the Senate.

The bill, sent from the House of Representatives, entitled "An act for the relief of John Vaughan," was read the second time.

*Ordered,* That it be referred to Messrs. Livermore, Dexter, and Paine, to consider and report thereon to the Senate.

Mr. Dexter presented the petition of Keziah Underwood, of the state of Massachusetts, praying the payment of a prize ticket of the United States lottery, although barred by the statute of limitation; and the petition was read.

*Ordered,* That it be referred to Messrs. Dexter, Gunn, and Paine, to consider and report thereon to the Senate.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

#### FRIDAY, JANUARY 10, 1800.

Mr. Tracy presented the memorial of the Connecticut Academy of Arts and Sciences, signed Timothy Dwight, President, praying that provision may be made for a more minute return of the inhabitants of the United States in a future census; and the memorial was read.

*Ordered,* That it be referred to the committee appointed the first instant, on the bill sent from the House of Representatives, entitled "An act providing for the enumeration of the inhabitants of the United States," to consider and report thereon to the Senate.

Mr. Ross presented the memorial of the American Philosophical Society, signed Thomas Jefferson, President, suggesting the propriety of a similar provision; and the memorial was read.

*Ordered,* That it be referred to the committee last mentioned, to consider and report thereon to the Senate.

The Senate resumed the consideration of the amendments reported by the committee to whom was referred the bill sent from the House of Representatives, entitled "An act providing for salvage in cases of recapture;" and, after debate,

*Ordered,* That the bill be recommitted to the committee who reported the amendments, further to consider and report thereon, and that Messrs. Dexter and Livermore be added to the committee.

Mr. Dayton, from the committee appointed the 17th December, to prepare and report a bill providing for the renewal of certificates of the debt of the United States, which have been destroyed or lost, made report.

Whereupon,

*Ordered,* That the committee be discharged from the further consideration of the subject.

On motion,

*Ordered*, That Messrs. Tracy, Marshall, and Dayton, be a committee to bring in a bill for the relief of the legal representatives of Samuel Lapsley.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock on Monday morning.

### MONDAY, JANUARY 13, 1800.

On motion,

The Senate proceeded to the consideration of the Executive business, and after progress therein,

They adjourned to 11 o'clock to-morrow morning.

### TUESDAY, JANUARY 14, 1800.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary :

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives:*

A report, made to me on the 5th of this month, by the Secretary of War, contains various matters in which the honor and safety of the nation are deeply interested. I transmit it therefore to Congress, and recommend it to their serious consideration.

JOHN ADAMS.

*United States, January 13th, 1800.*

The message and report were read.

*Ordered*, That they lie for consideration.

A message from the House of Representatives, by Mr. Condy, their Clerk :

*Mr. President* : The House of Representatives have passed a bill entitled "An act to repeal part of an act, entitled 'An act to provide for mitigating or remitting the forfeitures, penalties, and disabilities, accruing in certain cases therein mentioned,'" in which they desire the concurrence of the Senate. And he withdrew.

The bill was read.

*Ordered*, That it pass to the second reading.

Mr. Hillhouse, from the committee to whom was referred the bill, sent from the House of Representatives, entitled "An act for the preservation of peace with the Indian tribes," reported the bill without amendment; and the report was adopted.

*Ordered*, That this bill pass to the third reading.

Mr. Tracy, from the committee appointed for the purpose, reported a bill for the relief of the legal representatives of Samuel Lapsley, deceased; which was read.

*Ordered*, That this bill pass to the second reading.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

### WEDNESDAY, JANUARY 15, 1800.

The bill, sent from the House of Representatives, entitled "An act to repeal part of an act, entitled 'An act to provide for mitigating or remitting the forfeitures, penalties, and disabilities, accruing in certain cases therein mentioned,'" was read the second time.

*Ordered*, That it be referred to Messrs. Ross, Goodhue, and Latimer, to consider and report thereon to the Senate.

The bill for the relief of the legal representatives of Samuel Lapsley, deceased, was read the second time.

*Ordered*, That it be recommitted to the committee who reported the bill, further to consider and report thereon to the Senate.

The bill, sent from the House of Representatives, entitled "An act for the preservation of peace with the Indian tribes," was read the third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary acquaint the House of Representatives with the concurrence of the Senate in this bill.

Mr. Ross, from the committee to whom was referred the bill, sent from the House of Representatives, entitled "An act to repeal part of an act, entitled 'An act to pro-

vide for mitigating or remitting the forfeitures, penalties, and disabilities, accruing in certain cases therein mentioned," made report; and, after debate,

*Ordered*, That the bill be recommitted to the committee last named, further to consider and report thereon to the Senate.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

#### THURSDAY, JANUARY 16, 1800.

On motion,

*Ordered*, That the Secretary supply each Senator with the fourth volume of the laws of the United States, bound and lettered.

Mr. Ross, from the committee to whom was recommitted the bill, sent from the House of Representatives, entitled "An act to repeal part of an act, entitled 'An act to provide for mitigating or remitting the forfeitures, penalties, and disabilities, accruing in certain cases therein mentioned,'" reported amendments, which were adopted.

*Ordered*, That this bill pass to the third reading as amended.

Mr. Goodhue, from the committee to whom was recommitted the bill, sent from the House of Representatives, entitled "An act providing for salvage in cases of recapture," reported amendments, which were read.

*Ordered*, That they be printed for the use of the Senate.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

#### FRIDAY, JANUARY 17, 1800.

Mr. Tracy, from the committee to whom was referred the bill for the relief of the legal representatives of Samuel Lapsley, deceased, reported amendments.

*Ordered*, That they be printed for the use of the Senate.

Mr. Wells, from the committee, reported that they had examined and found duly enrolled the bill, entitled "An act for the preservation of peace with the Indian tribes."

A message from the House of Representatives by Mr. Condry, their Clerk:

*Mr. President* : The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of the Vice President. And he withdrew.

The Vice President signed the enrolled bill last reported to have been examined, and it was delivered to the committee, to be laid before the President of the United States.

Mr. Wells, from the committee, reported that they had this day laid the last mentioned bill before the President of the United States.

The bill, sent from the House of Representatives, entitled "An act to repeal part of an act, entitled 'An act to provide for mitigating or remitting the forfeitures, penalties, and disabilities, accruing in certain cases therein mentioned,'" was read the third time.

*Resolved*, That this bill pass with amendments.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in the amendments.

The Senate adjourned to 11 o'clock on Monday morning.

#### MONDAY, JANUARY 20, 1800.

The Senate took into consideration the amendments reported by the committee to the bill, entitled "An act providing for salvage in cases of recapture," and

On motion,

*Ordered*, That the bill and amendments be recommitted to the same committee, further to consider and report thereon.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives:*

In obedience to law I transmit to Congress my annual account of the contingent fund.

JOHN ADAMS.

*United States, January 20th, 1800.*

The message and account were read.

*Ordered*, That they lie on the table.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President* : The President of the United States hath this day notified the House of Representatives that on the 17th inst. he approved and signed "An act for the preservation of peace with the Indian tribes." And he withdrew.

The Senate took into consideration the amendments reported by the committee to the bill for the relief of the legal representatives of Samuel Lapsley, deceased; which were adopted, and

*Ordered*, That this bill pass to the third reading as amended.

The Vice President communicated a letter from Governor St. Clair, of the territory northwest of the Ohio, with a resolution of the legislature of the said territory, instructing William H. Harrison, their delegate in Congress, to apply for an act of Congress to authorize the President of the United States to grant to the said legislature, in trust, certain lots reserved for public use in the grant to John C. Symmes, and also the lots reserved in the seven ranges of townships within the said territory; and the letter, together with the resolution, were read.

*Ordered*, That they lie on the table.

The Senate adjourned to 11 o'clock to-morrow morning.

### TUESDAY, JANUARY 21, 1800.

Mr. Ross, from the committee to whom was referred the bill sent from the House of Representatives, entitled "An act providing for the enumeration of the inhabitants of the United States," reported amendments; which were read.

*Ordered*, That they be printed for the use of the Senate.

The bill for the relief of the legal representatives of Samuel Lapsley, deceased, was read the third time.

*Resolved*, That this bill pass, that it be engrossed, and that the title thereof be "An act for the relief of the legal representatives of Samuel Lapsley, deceased."

*Ordered*, That the Secretary request the concurrence of the House of Representatives in this bill.

The Senate adjourned to 11 o'clock to-morrow morning.

### WEDNESDAY, JANUARY 22, 1800.

On motion,

*Ordered*, That Messrs. Goodhue, Tracy, and Laurance, be a committee to consider whether any, or what, compensation should be made to the members of the Senate and House of Representatives, in addition to what is at present allowed by law, and report by bill or otherwise.

The Senate adjourned to 11 o'clock to-morrow morning.

### THURSDAY, JANUARY 23, 1800.

The Honorable Charles Pinckney, appointed a Senator by the state of South Carolina, produced his credentials and took his seat in the Senate.

The credentials were read, and the oath required by law administered.

On motion,

*Ordered*, That the Secretary deliver the letter from Governor St. Clair, addressed to the Vice President, together with the resolution of the legislature of the territory northwest of the river Ohio, communicated on the 20th instant, to Mr. Harrison, the representative of the territory in Congress.

Mr. Anderson, from the committee appointed to consider the petition of Samuel Glass and others; also, the petition of Daniel Smith, reported thereon; and the reports were severally read.

*Ordered*, That they be printed for the use of the Senate.

The Senate took into consideration the amendments reported by the committee to the bill, entitled "An act providing for the enumeration of the inhabitants of the United States;" and, after debate,

*Ordered*, That the further consideration thereof be postponed.

The following written message was received from the President of the United States, by Mr. Shaw, his Secretary:

*Gentlemen of the Senate,  
and Gentlemen of the House of Representatives:*

I transmit to Congress, for the information of the members, a report of the Secretary of State, of the 9th instant, a letter from Matthew Clarkson, Esq. to him of the 2d, and a list of the claims adjusted by the commissioners under the 21st article of our treaty with Spain.

JOHN ADAMS.

*United States, January 23, 1800.*

The message and papers were read.

*Ordered,* That they lie for consideration.

Mr. Pinckney notified the Senate that he would, in the course of the next week, or at some short day thereafter, move for leave to bring in a bill to establish an uniform mode of drawing juries by lot in all the judicial courts of the United States having juries.

On motion, that it be

*Resolved,* That a committee be appointed to consider whether any, and what, provisions ought to be made by law for deciding disputed elections of President and Vice President of the United States, and for determining the legality or illegality of the votes given for those officers in the different states:

A motion was made to amend the motion by adding "And that the committee be authorized to report by bill or otherwise;" and

It was agreed that the further consideration hereof be postponed.

The Senate adjourned to 11 o'clock to-morrow morning.

#### FRIDAY, JANUARY 24, 1800.

Mr. Goodhue, from the committee to whom was recommitted the bill sent from the House of Representatives, entitled "An act providing for salvage in cases of recapture," reported further amendments.

*Ordered,* That they be printed for the use of the Senate.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President:* The House of Representatives have passed a bill, entitled "An act to suspend in part an act, entitled 'An act to augment the army of the United States, and for other purposes;'" also, a "Resolution authorizing and directing the Secretary of State to procure and transmit to the Governor of North Carolina a number of copies of the laws of the United States;" in which bill and resolution they desire the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

*Ordered,* That it pass to the second reading.

The resolution last mentioned was read.

*Ordered,* That it be printed for the use of the Senate.

The Senate resumed the consideration of the motion made yesterday, that a committee be appointed to consider whether any, and what, provisions ought to be made by law for deciding disputed elections of President and Vice President of the United States, and for determining the legality or illegality of the votes given for those officers in the different states, and that the committee be authorized to report by bill or otherwise; and the motion as amended was adopted; and,

*Ordered,* That Messrs. Ross, Laurance, Dexter, Pinckney, and Livermore, be the committee.

The Senate adjourned to 11 o'clock on Monday morning.

#### MONDAY, JANUARY 27, 1800.

The bill sent from the House of Representatives, entitled "An act to suspend in part an act, entitled 'An act to augment the army of the United States, and for other purposes,'" was read the second time.

*Ordered,* That it be referred to Messrs. Tracy, Gunn, and Schureman, to consider and report thereon to the Senate.

The Senate resumed the consideration of the amendments reported by the committee to the bill, entitled "An act providing for salvage in cases of recapture;" and, after debate,

*Ordered,* That the further consideration thereof be postponed.

The Senate took into consideration the resolution sent from the House of Representatives, authorizing and directing the Secretary of State to procure and transmit to the Governor of North Carolina copies of the laws of the United States; and



The Senate adjourned to 11 o'clock to-morrow morning.

**TUESDAY, JANUARY 28, 1800.**

The Senate adjourned to 11 o'clock to morrow morning.

WEDNESDAY, JANUARY 29, 1800.

The Senate adjourned to 11 o'clock to-morrow morning.

THURSDAY, JANUARY 30, 1800.

The Senate proceeded to consider the report of the committee on the bill, entitled "An act for the relief of John Vaughan;" and, after debate, Adjourned to 11 o'clock to-morrow morning.



in certain cases therein mentioned," be referred to the committee to whom the bill was originally committed on the 15th of January last, to consider and report thereon.

Mr. Laurance presented the petition of Reuben Smith and Nathan Strong, praying payment for the bounty on certain articles exported by them; the formalities required by law being, through casualty, omitted.

*Ordered*, That the petition, and the papers accompanying the same, be referred to the committee appointed the 24th of December last, on the petition of Peter Aupoix, to consider and report thereon to the Senate.

The bill to establish an uniform mode of drawing juries by lot in all the courts of the United States was read the second time.

*Ordered*, That it be referred to Messrs. Pinckney, Nicholas, Chipman, Laurance, and Dexter, to consider and report thereon to the Senate.

On motion, by Mr. Pinckney, the subjoined resolution was read, and ordered to lie on the table:

*Resolved*, That the following amendment to the constitution of the United States be recommended to the adoption of the legislatures of the different states; and that, when adopted by three-fourths of the said legislatures, the same shall become a part of the said constitution:

That neither the chief justice or any judge of the United States shall hold any other appointment, or office, under the government of the United States, or the individual states, during his continuance in office as a judge of the United States; and that the acceptance of such other office shall vacate the appointment of any judge accepting the same.

Mr. Ross, from the committee to whom was recommitted the bill, entitled "An act providing for the enumeration of the inhabitants of the United States," reported further amendments.

*Ordered*, That they lie for consideration.

On motion,

*Ordered*, That the third reading of the bill, sent from the House of Representatives, entitled "An act for the relief of John Vaughan," be postponed to Wednesday next, and that, at 12 o'clock on that day, there be a call of this house.

Mr. Wells reported, from the committee, that they did, this day, lay before the President of the United States the enrolled "Resolution, authorizing and directing the Secretary of State to procure and transmit to the Governor of North Carolina a number of copies of the laws of the United States."

The Senate adjourned to 11 o'clock to-morrow morning.

## TUESDAY, FEBRUARY 4, 1800.

Mr. Ross, from the committee to whom was referred the amendments of the House of Representatives to the amendments of the Senate to the bill, entitled "An act to repeal part of an act, entitled 'An act to provide for mitigating or remitting the forfeitures, penalties, and disabilities, accruing in certain cases therein mentioned,'" made report.

Whereupon,

*Resolved*, That the Senate do recede from their amendments disagreed to by the House of Representatives, and concur in their amendments to the amendments.

*Ordered*, That the Secretary acquaint the House of Representatives with the concurrence.

The bill, sent from the House of Representatives, entitled "An act to discharge Robert Sturgeon from his imprisonment," was read the second time.

*Ordered*, That it be referred to Messrs. Tracy, Baldwin, and Dexter, to consider and report thereon to the Senate.

The Senate proceeded to consider the report of the committee to whom was recommitted the bill, entitled "An act providing for the enumeration of the inhabitants of the United States," to which they agreed; and, having adopted sundry other amendments,

*Ordered*, That this bill pass to the third reading.

A message from the House of Representatives, by Mr. Condry, their Clerk:

Mr. President: The President of the United States hath notified the House of Representatives that, on the third instant, he approved and signed the enrolled "Resolution, authorizing and directing the Secretary of State to procure and transmit to the Governor of North Carolina a number of copies of the laws of the United States." And he withdrew.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.



## WEDNESDAY, FEBRUARY 5, 1800.

On motion,

*Ordered*, That Mr. Dayton have leave of absence until Friday next.

Agreeable to the order of the 3d instant, a call of the House was made, and the following members were present:

Messrs. Anderson, Baldwin, Bingham, Bloodworth, Brown, Chipman, Cocke, Dexter, Foster, Franklin, Goodhue, Greene, Gunn, Hillhouse, Howard, Langdon, Latimer, Laurance, Livermore, Lloyd, Marshall, Mason, Nicholas, Paine, Pinckney, Read, Ross, Schureman, Tracy, Watson, Wells.

The bill, sent from the House of Representatives, entitled "An act for the relief of John Vaughan," was read the third time.

On motion, to amend the preamble to the bill,

A motion for the previous question was made; and,

Upon a declaration from the Vice President, that the previous question is not in order, upon an amendment to a bill:

A motion was made, that the question on the final passage of the bill be postponed until Monday next; and

It passed in the negative.

And the proposed amendment being disagreed to,

*Resolved*, That this bill do pass.

*Ordered*, That the Secretary acquaint the House of Representatives with the concurrence of the Senate in this bill.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

## THURSDAY, FEBRUARY 6, 1800.

The bill, sent from the House of Representatives, entitled, "An act providing for the enumeration of the inhabitants of the United States," was read the third time; and being further amended,

*Resolved*, That this bill pass with amendments.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in the amendments.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

## FRIDAY, FEBRUARY 7, 1800.

Mr. Dayton attended.

Mr. Watson presented the petition of Lyon Lehman, praying remission of the duty on a number of fire-arms, imported from Hamburgh, for reasons mentioned therein; which was read.

On motion,

*Ordered*, That it be referred to Messrs. Watson, Langdon, and Howard, to consider and report thereon to the Senate.

Mr. Goodhue, from the committee appointed to consider the subject, reported a bill for augmenting the compensation of the Senators and Members of the House of Representatives of the United States; which was read.

*Ordered*, That it pass to the second reading.

Mr. Tracy, from the committee to whom was referred the bill, sent from the House of Representatives, entitled "An act to suspend in part an act, entitled 'An act to augment the army of the United States, and for other purposes,'" reported amendments; which were read.

*Ordered*, That they be printed for the use of the Senate.

Mr. Ross presented the memorial of George Isham and others, purchasers of certain tracts of land between the Great and Little Miami rivers of John C. Symmes, and praying confirmation of their contracts; and the petition was read.

*Ordered*, That it lie on the table.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock on Monday morning.

## MONDAY, FEBRUARY 10, 1800.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President*: The House of Representatives have passed a bill, entitled "An act giving further time to the holders of military warrants to register and locate the

same;" a bill, entitled "An act for the relief of James Yard;" a bill, entitled "An act respecting the mint;" a bill, entitled "An act declaring the assent of Congress to certain acts of the states of Maryland and Georgia;" and a bill, entitled "An act in addition to an act, entitled 'An act regulating the grants of land appropriated for military services, and for the Society of the United Brethren for propagating the gospel among the Heathen;" in which bills they desire the concurrence of the Senate. And he withdrew.

The bills were severally read.

*Ordered*, That they severally pass to the second reading.

On motion, it was agreed, by unanimous consent, to dispense with the rule, and that the bill last mentioned in the message be again read at this time.

*Ordered*, That it be referred to Messrs. Ross, Brown, and Dayton, to consider and report thereon to the Senate.

On motion, it was agreed, by unanimous consent, to dispense with the rule, and that the bill first mentioned in the message be now again read.

*Ordered*, That it be referred to the above mentioned committee, to consider and report thereon to the Senate.

The Vice President laid before the Senate a report from the Secretary for the Department of Treasury, of the goods, wares, and merchandise, exported from the United States, during one year, prior to the 1st day of October, 1799; exhibiting the amount exported to each foreign nation; and the report was read.

*Ordered*, That it lie on the table.

Mr. Wells, from the committee, reported that they had examined, and found duly enrolled, the bill, entitled "An act for the relief of John Vaughan," and the bill, entitled "An act to repeal part of an act, entitled 'An act to provide for mitigating or remitting the forfeitures, penalties, and disabilities, accruing in certain cases therein mentioned, and to continue in force the residue of the same.'"

On motion, "That a committee be appointed to consider whether any compensation ought to be allowed to John Heckwelder, for the losses he sustained, during the war between the United States and Great Britain, and that the said committee have power to report by bill or otherwise;" and

It was agreed that the motion should lie on the table.

The bill for augmenting the compensation of the Senators and Members of the House of Representatives of the United States was read the second time; and

It was agreed that the further consideration thereof be postponed until to-morrow.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President*: The Speaker of the House of Representatives having signed two enrolled bills, I am directed to bring them to the Senate for the signature of the Vice President. The House of Representatives have passed a resolution, authorizing the President of the Senate and the Speaker of the House of Representatives, to adjourn their respective houses on the first Monday in April next; in which they desire the concurrence of the Senate. And he withdrew.

The resolution was read.

*Ordered*, That it lie on the table.

The Vice President signed the enrolled bills last reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

A motion was made as follows:

*Resolved*, That the resolution of the Senate of the United States, passed on the 10th of February, 1796, requiring the Secretary of the Treasury to prepare annually, and lay before the Senate, in the month of January in each year, a statement of the imports and exports of the United States, shall be, and the same is hereby, altered and amended so as not to require hereafter any statement of the amount exported to each foreign nation: and

It was agreed that this motion lie on the table.

Mr. Tracy notified the Senate that he would to-morrow move for leave to bring in a bill for the relief of Ithamar Canfield.

The Senate took into consideration the amendment reported by the committee, to whom was referred the bill, sent from the House of Representatives, entitled "An act to suspend in part an act, entitled 'An act to augment the army of the United States, and for other purposes;" and it being adopted,

*Ordered*, That this bill pass to the third reading as amended.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

**TUESDAY, FEBRUARY 11, 1800.**

Agreeable to notice of yesterday, Mr. Tracy had leave to bring in a bill for the relief of Ithamar Canfield, which was read.

Ordered, That it pass to the second reading.

The bill, sent from the House of Representatives, entitled "An act declaring the assent of Congress to certain acts of the States of Maryland and Georgia," was read the second time.

*Ordered*, That it be referred to Messrs. Howard, Gunn, and Paine, to consider and report thereon to the Senate.

The bill, sent from the House of Representatives, entitled "An act for the relief of James Yard," was read the second time.

Ordered, That it be referred to Messrs. Bingham, Watson, and Goodhue, to consider and report thereon to the Senate.

The bill, sent from the House of Representatives, entitled "An act respecting the mint," was read the second time.

Ordered, That it be referred to Messrs. Livermore, Goodhue, and Marshall, to consider and report thereon to the Senate.

The bill, sent from the House of Representatives, entitled "An act to suspend in part an act, entitled 'An act to augment the army of the United States, and for other purposes,'" was read the third time.

On motion, it was agreed to amend the amendment adopted yesterday, as follows:

"Sec. 2. *And be it further enacted*, That the provisions of this act shall not be construed to prevent the President from employing any officer or officers in recruiting for the four first regiments of infantry, and the two regiments of artillerists and engineers: and the President is hereby authorized to employ any officer or officers in the recruiting service for the aforesaid regiments, on the terms prescribed by law, and until the full complement of men are procured, pursuant to the first section of the act for the better organizing the troops of the United States, and for other purposes; any provision in the said section or act to the contrary notwithstanding."

And, on motion to strike out the amendment thus amended,

It passed in the affirmative,	{	Yeas . . . . .	17
		Nays . . . . .	14.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Bloodworth, Brown, Cocke, Dexter, Foster, Franklin, Greene, Hillhouse, Langdon, Livermore, Marshall, Mason, Nicholas, Paine, and Pinckney.

Those who voted in the negative, are,

Messrs. Bingham, Chipman, Goodhue, Gunn, Howard, Latimer, Laurance, Lloyd, Read, Ross, Schureman, Tracy, Watson, and Wells.

On motion to agree to the final passage of the bill,

It passed in the affirmative,	{	Yeas . . . . .	21
		Nays . . . . .	10.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Bingham, Bloodworth, Brown, Cocke, Dexter, Foster, Franklin, Goodhue, Greene, Gunn, Hillhouse, Howard, Langdon, Livermore, Marshall, Mason, Nicholas, Paine, and Pinckney.

Those who voted in the negative, are,

Messrs. Chipman, Latimer, Laurance, Lloyd, Read, Ross, Schureman, Tracy, Watson, and Wells.

So it was

*Resolved,* That this bill pass.

*Ordered*, That the Secretary acquaint the House of Representatives with the concurrence of the Senate in this bill.

Mr. Ross, from the committee to whom was referred the bill, sent from the House of Representatives, entitled "An act giving further time to the holders of military warrants to register and locate the same," reported amendments; which, being considered, were disagreed to.

Whereupon,

It was agreed, by unanimous consent, to dispense with the rule, and that this bill be now read the third time.

*Resolved, That this bill pass.*

Ordered, That the Secretary acquaint the House of Representatives with the concurrence of the Senate in this bill.

Mr. Wells, from the committee, reported that they had this day examined and found duly enrolled the bill last mentioned.

A message from the House of Representatives, by Mr. Condly, their Clerk:

*Mr. President:* The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of the Vice President. And he withdrew.

The Vice President signed the bill last reported to have been examined, and it was delivered to the committee to be laid before the President of the United States.

The Senate adjourned to 11 o'clock to-morrow morning.

WEDNESDAY, FEBRUARY 12, 1800.

Mr. Baldwin presented the petition of Jonas Fauche, captain, and others, officers of the troop of militia dragoons formerly under his command, praying compensation for military services in the state of Georgia; which was read.

*Ordered,* That it be referred to the Secretary for the Department of War, to consider and report thereon to the Senate.

On motion,

*Ordered,* That the message of the President of the United States, of the 8th of January last, together with the report of the Treasurer of the Mint, of the first of the said month, be referred to Messrs. Hillhouse, Livermore, and Goodhue, to consider and report thereon to the Senate.

Mr. Watson, from the committee to whom was referred the petition of Abraham Franklin, and John Franklin, junior, reported that the prayer of the said petitioners ought not to be granted, and that they have leave to withdraw their petition; and the report was adopted.

The bill to augment the compensation of the Senators and Members of the House of Representatives of the United States was read the second time; and, being amended,

*Ordered,* That it pass to the third reading as amended.

Mr. Tracy, from the committee to whom was referred the bill, sent from the House of Representatives, entitled "An act to discharge Robert Sturgeon from his imprisonment," reported amendments:

*Ordered,* That they be printed for the use of the Senate.

The Senate took into consideration the motion made on the 10th instant, relative to the propriety of allowing a compensation to John Heckwelder; and the motion was agreed to, amended as follows:

*Resolved,* That a committee be appointed to consider whether any compensation ought to be allowed to John Heckwelder for his services during the war between the United States and Great Britain; and that the said committee have power to report by bill or otherwise.

*Ordered,* That Messrs. Ross, Tracy, and Bloodworth, be the committee.

Mr. Wells, from the committee, reported that they did, on the 11th instant, lay before the President of the United States the enrolled bills reported to have been examined on the 10th and 11th instant; also, the enrolled bill yesterday reported to have been examined.

A message from the House of Representatives, by Mr. Condly, their Clerk:

*Mr. President:* The President of the United States hath notified the House of Representatives, that he, yesterday, approved and signed the enrolled bills laid before him by the joint committee for enrolled bills, on the 11th instant. And he withdrew.

The bill for the relief of Ithamar Canfield was read the second time.

*Ordered,* That it be referred to Messrs. Tracy, Dexter, and Chipman, to consider and report thereon to the Senate.

The Senate resumed the consideration of the motion made the 10th instant, to alter and amend the resolution of Senate, of the 10th of February, 1796, requiring, from the Secretary for the Department of Treasury, certain statements of imports and exports; and, after debate,

*Ordered,* That the further consideration thereof be postponed.

The Senate took into consideration the resolution of the House of Representatives for the adjournment of the two Houses of Congress on the first Monday in April next; and, after debate,

*Ordered,* That the further consideration thereof be postponed until the second Tuesday in March next.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.



## THURSDAY, FEBRUARY 13, 1800.

The Senate took into consideration the amendment reported by the committee, to the bill sent from the House of Representatives, entitled "An act to discharge Robert Sturgeon from his imprisonment;" which was adopted.

*Ordered*, That this bill pass to the third reading as amended.

The bill for augmenting the compensation of the Senators and Members of the House of Representatives of the United States was read the third time.

On motion,

*Ordered*, That the further consideration thereof be postponed until the first Monday in December next.

The Senate adjourned to 11 o'clock to-morrow morning.

## FRIDAY, FEBRUARY 14, 1800.

Mr. Ross, from the committee appointed the 28th of January last, reported a bill prescribing the mode of deciding disputed elections of President and Vice President of the United States; which was read.

*Ordered*, That it pass to the second reading.

The bill, sent from the House of Representatives, entitled "An act to discharge Robert Sturgeon from his imprisonment," was read the third time.

On motion,

*Ordered*, That it be recommitted to the committee to whom it was originally referred, further to consider and report thereon to the Senate.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock on Monday morning.

## MONDAY, FEBRUARY 17, 1800.

The Vice President laid before the Senate a report relative to the claim of Seth Harding, in pursuance of the act, entitled "An act for the relief of the refugees from the British provinces of Canada and Nova Scotia," signed James M'Henry, Oliver Wolcott, and John Steele; and the report was read.

On motion,

*Ordered*, That it be referred to Messrs. Langdon, Hillhouse, and Paine, to consider and report thereon to the Senate.

On motion,

*Ordered*, That Mr. Schureman be added to the joint committee for enrolled bills, on the part of the Senate.

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

Mr. Schureman, from the committee, reported, that they had examined and found duly enrolled the bill, entitled "An act to suspend in part an act, entitled 'An act to augment the army of the United States, and for other purposes.'"

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President*: The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of the Vice President. And he withdrew.

The Vice President signed the enrolled bill last reported to have been examined, and it was delivered to the committee, to be laid before the President of the United States.

Mr. Schureman, from the committee, reported that they had laid the bill last mentioned before the President of the United States.

Mr. Tracy, from the committee to whom was referred the bill for the relief of Ithamar Canfield, reported amendments thereto, which were read.

*Ordered*, That they lie for consideration.

The bill prescribing the mode of deciding disputed elections of President and Vice President of the United States was read the second time; and the further consideration thereof postponed until Wednesday next.

On motion, by Mr. Greene,

That it be referred to the Secretary of the Treasury to prepare and report to this House a plan for establishing an uniformity in the weights and measures of the United States.

It was agreed that this motion lie for consideration.

On motion, by Mr. Marshall, that it be

*Resolved*, That a committee be appointed to inquire if the Indian title has been ex-

tinguished to any land, and if to any, what land, lying in the state of Tennessee to which the United States hath a right by cession from North Carolina:

It was agreed that this motion lie on the table.

Mr. Ross, from the committee to whom was referred the bill sent from the House of Representatives, entitled "An act in addition to an act, entitled 'An act regulating the grants of land appropriated for military services and for the Society of the United Brethren for propagating the Gospel among the Heathen,'" reported amendments, which were read.

*Ordered*, That they lie for consideration.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

### TUESDAY, FEBRUARY 18, 1800.

Mr. Howard presented the petition of Jeremiah Yellott, praying liberty to export a number of fire-arms and cutlasses, not adapted to the use of the army or navy; and the petition was read.

*Ordered*, That it be referred to Messrs. Howard, Watson, and Tracy, to consider and report thereon to the Senate.

Mr. Anderson presented the petition of Shadrack Inman, of the state of Tennessee, praying compensation for property taken from him for public service in the state of North Carolina, in the year 1780; and the petition was read.

*Ordered*, That it be referred to Messrs. Anderson, Chipman, and Bloodworth, to consider and report thereon to the Senate.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The House of Representatives have passed a bill, entitled "An act to extend the time of payment of bonds given for duties of impost in certain cases," in which they desire the concurrence of the Senate. And he withdrew.

The bill was read.

*Ordered*, That it pass to the second reading.

The Senate took into consideration the amendments reported by the committee, to the bill sent from the House of Representatives, entitled "An act in addition to an act, entitled 'An act regulating the grants of land appropriated for military services, and for the Society of the United Brethren for propagating the Gospel among the Heathen,'" which amendments were adopted; and,

*Ordered*, That this bill pass to the third reading as amended.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

### WEDNESDAY, FEBRUARY 19, 1800.

The bill sent from the House of Representatives, entitled "An act to extend the time of payment of bonds given for duties of impost in certain cases," was read the second time.

*Ordered*, That it be referred to Messrs. Goodhue, Watson, and Tracy, to consider and report thereon to the Senate.

The Senate took into consideration the amendments reported by the committee, to whom was referred the bill for the relief of Ithamar Canfield; and,

On motion,

*Ordered*, That the bill be recommitted to the original committee, further to consider and report thereon to the Senate.

Agreeably to the order of the day, the Senate took into consideration the bill prescribing the mode of deciding disputed elections of President and Vice President of the United States; and, after debate,

The Senate adjourned to 11 o'clock to-morrow morning.

### THURSDAY, FEBRUARY 20, 1800.

Mr. Goodhue presented the petition of the executors of Elias Hasket Derby, late of Salem, in the state of Massachusetts, praying the interposition of Congress in regard to the tax assessed on the mansion house of the deceased, stated to have been over estimated in the valuation; and the petition was read.

On motion,

*Ordered*, That it be referred to the Secretary for the Department of Treasury, to consider and report thereon to the Senate.

Mr. Bingham, from the committee to whom was referred the bill sent from the House of Representatives, entitled "An act for the relief of James Yard," reported the bill without amendment.

The Senate resumed the consideration of the bill prescribing the mode of deciding disputed elections of President and Vice President of the United States.

On motion to strike out of the first section of the bill the following words: "together with the chief justice of the United States, or, if he be absent from the seat of government or unable to attend, then with the next senior judge of the supreme court of the United States, who may be present and able to attend."

It passed in the negative, { Yeas . . . . . 11,  
Nays . . . . . 19.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Bloodworth, Brown, Cocke, Franklin, Langdon, Marshall, Mason, Nicholas, Pinckney,

Those who voted in the negative, are,

Messrs. Bingham, Chipman, Dayton, Dexter, Foster, Greene, Gunn, Hillhouse, Howard, Latimer, Laurance, Livermore, Paine, Read, Ross, Schureman, Tracy, Watson, and Wells.

On motion to strike out these words from the first section: "to choose by ballot in each house six members," and in lieu thereof to insert "to draw by lot in each House — members."

It was determined in the negative, { Yeas . . . . . 9,  
Nays . . . . . 18.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Bloodworth, Brown, Cocke, Langdon, Marshall, Mason, and Nicholas.

Those who voted in the negative, are,

Messrs. Chipman, Dayton, Dexter, Foster, Franklin, Goodhue, Greene, Gunn, Hillhouse, Latimer, Laurance, Livermore, Paine, Read, Ross, Schureman, Tracy, and Wells.

On motion,

*Ordered*, That the further consideration of the bill be postponed.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President*: The President of the United States hath notified the House of Representatives that he this day approved and signed the "Act to suspend, in part, an act, entitled 'An act to augment the army of the United States, and for other purposes.'" And he withdrew.

The bill sent from the House of Representatives, entitled "An act in addition to an act, entitled 'An act regulating the grants of land appropriated for military services, and for the Society of the United Brethren for propagating the Gospel among the Heathen,'" was read the third time; and, after debate,

*Ordered*, That the further consideration thereof be postponed.

The Senate adjourned to 11 o'clock to-morrow morning.

### FRIDAY, FEBRUARY 21, 1800.

Mr. Goodhue, from the committee to whom was referred the bill, sent from the House of Representatives, entitled "An act to extend the time of payment for bonds given for duties of impost, in certain cases," reported the bill without amendment.

Mr. Watson, from the committee to whom was referred the petition of Lyon Lehman, reported that the committee have leave to bring in a bill for his relief; and the report was adopted; and,

*Ordered*, That the committee bring in a bill accordingly.

The bill, sent from the House of Representatives, entitled "An act for the relief of James Yard," was read the second time.

*Ordered*, That this bill pass to the third reading.

On motion,

*Resolved*, That the Senate will to-morrow, at half past 12 o'clock, meet at the Senate chamber, and from thence walk in procession to the German Calvinist Church in Race street, to hear the eulogium pronounced on the character of General Washington.

*Ordered*, That the Secretary notify the House of Representatives of this resolution.

The Senate resumed the consideration of the bill, sent from the House of Representatives, entitled "An act in addition to an act, entitled 'An act regulating the grants

of land appropriated for military services, and for the Society of United Brethren for propagating the Gospel among the Heathen."

*Resolved*, That this bill pass with amendments.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in the amendments.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The House of Representatives have passed a bill, entitled "An act further to suspend the commercial intercourse between the United States and France and the dependencies thereof;" and a bill, entitled "An act to establish an uniform system of bankruptcy throughout the United States;" in which bills they desire the concurrence of the Senate. And he withdrew.

The bills were read.

*Ordered*, That they severally pass to the second reading.

The Senate resumed the second reading of the bill prescribing the mode of deciding disputed elections of President and Vice President of the United States; and, after debate,

*Ordered*, That the further consideration thereof be postponed.

Mr. Tracy notified the Senate that he should on a future day ask leave to bring in a bill providing for the punishment of persons who may be convicted of frauds in squandering money, or other property of the United States, with which they have been entrusted.

The Senate adjourned to 11 o'clock to-morrow morning.

#### SATURDAY FEBRUARY 22, 1800.

The bill, sent from the House of Representatives, entitled "An act further to suspend the commercial intercourse between the United States and France, and the dependencies thereof," was read the second time.

*Ordered*, That it be referred to Messrs. Goodhue, Read, and Bingham, to consider and report thereon to the Senate.

The bill, sent from the House of Representatives, entitled "An act to establish an uniform system of bankruptcy throughout the United States," was read the second time.

*Ordered*, That it be referred to Messrs. Laurance, Chipman, Hillhouse, Livermore, and Read, to consider and report thereon to the Senate.

The bill, sent from the House of Representatives, entitled "An act for the relief of James Yard," was read the third time.

*Resolved*, That this bill do pass.

*Ordered*, That the Secretary acquaint the House of Representatives with the concurrence of the Senate in this bill.

The Senate adjourned to 11 o'clock on Monday morning.

#### MONDAY FEBRUARY 24, 1800.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The House of Representatives concur in the amendments of the Senate to the bill, entitled "An act providing for salvage in cases of recapture," with amendments, in which they desire the concurrence of the Senate. They have passed a bill, entitled "An act to allow a drawback of duties on goods exported to New Orleans, and therein to amend the act, entitled 'An act to regulate the collection of duties on imports and tonnage,'" in which bill they desire the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

*Ordered*, That it pass to the second reading.

Mr. Goodhue, from the committee to whom was referred the bill, sent from the House of Representatives, entitled "An act further to suspend the commercial intercourse between the United States and France, and the dependencies thereof," reported the bill without amendment; and, after debate, it was agreed that the further consideration of the bill, at this time, be postponed.

The Senate took into consideration the amendments of the House of Representatives to their amendments to the bill, entitled "An act providing for salvage in cases of recapture."

*Ordered*, That they be referred to Messrs. Goodhue, Laurance, and Langdon, to consider and report thereon to the Senate.

Mr. Langdon, from the committee to whom was referred, on the 17th instant, the case of Seth Harding, reported a bill for his relief; which was read.



The Senate adjourned to 11 o'clock to morrow morning.

The yeas and nays being required by one fifth of the Senators present,  
Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Bloodworth, Brown, Cocke, Franklin, Gunn, Marshall, Mason, Nicholas, and Pinckney.

Those who voted in the negative, are,

Messrs. Bingham, Chipman, Dayton, Goodhue, Greene, Hillhouse, Howard, Langdon, Latimer, Laurance, Livermore, Lloyd, Paine, Ross, Tracy, and Wells.

On motion to strike out the 6th section, as follows.

"Sec. 6. *And be it further enacted*, That, at any time after the passing of this act, it shall be lawful for the President of the United States, by his order, to remit and discontinue, for the time being, whenever he shall deem it expedient, and for the interest of the United States, all or any of the restraints and prohibitions imposed by this act, in respect to the territories of the French republic, or to any island, port, or place, belonging to the said republic, with which, in his opinion, a commercial intercourse may be safely renewed; and, also, it shall be lawful for the President of the United States, whenever he shall afterwards deem it expedient, to revoke such order, and hereby to re-establish such restraints and prohibitions: and the President of the United States shall be, and he is hereby authorized, to make proclamation thereof accordingly."

It passed in the negative, { Yeas . . . . . 11,  
  { Nays . . . . . 16.

The yeas and nays being required by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Bloodworth, Brown, Cocke, Franklin, Langdon, Marshall, Mason, Nicholas, and Pinckney.

Those who voted in the negative, are,

Messrs. Bingham, Chipman, Dayton, Goodhue, Greene, Gunn, Hillhouse, Howard, Latimer, Laurance, Livermore, Lloyd, Paine, Ross, Tracy, and Wells.

And the bill being amended,

*Ordered*, That it pass to the third reading, as amended.

The Senate took into consideration the motion made on the 17th instant, relative to the Indian titles of land extinguished within the state of Tennessee; and, after debate, it was agreed that the motion be withdrawn.

A motion was made, by Mr. Dayton, that it be

*Resolved*, That a standing Committee of *Privileges*, consisting of ——— members, be appointed.

*Ordered*, That it lie for consideration until to-morrow.

The Senate adjourned to 11 o'clock to-morrow morning.

### WEDNESDAY, FEBRUARY 26, 1800.

On motion, by Mr. Marshall,

Whereas the United States, by act of cession from the state of North Carolina, claim the vacant and unappropriated lands within the state of Tennessee: And whereas the said state also claims these lands, as appears by an act of the legislature thereof, passed the 5th day of January, 1799: And whereas it is desirable that the interfering claims should be settled in the most amicable manner: Therefore,

*Resolved*, That a committee be appointed to investigate the respective claims, and to inquire what will be the most advisable mode of settling them; and that the committee be authorized to report by bill or otherwise.

Whereupon a motion was made to amend the motion, as follows:

*Resolved*, That a committee be appointed to inquire into the situation and extent of the vacant and unappropriated lands claimed by the United States under the cession of the state of North Carolina, and the expediency of making provision for the disposition thereof.

And it was agreed that the motion and amendment lie for consideration, and in the mean time be printed for the use of the Senate.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The House of Representatives have agreed to the conference, desired by the Senate, on the subject-matter of the amendments depending between the two Houses to the bill, entitled "An act in addition to an act, entitled 'An act regulating the grants of land appropriated for military services, and for the Society of the United Brethren for propagating the Gospel among the Heathen,'" and have appointed managers at the same on their part. And he withdrew.

Mr. Wells, from the committee, reported that they had examined, and found duly enrolled, the bill, entitled "An act for the relief of James Yard."

The bill, sent from the House of Representatives, entitled "An act further to suspend the commercial intercourse between the United States and France, and the dependencies thereof," was read the third time.



THURSDAY, FEBRUARY 27, 1800.

Mr. Wells, from the committee, reported that they had examined and found duly enrolled the bill, entitled "An act further to suspend the commercial intercourse between the United States and France, and the dependencies thereof."

Mr. Bingham presented a memorial, signed by the President of the Board of Health for the city of Philadelphia, praying a more general extension of the quarantine laws; and the memorial was read.

*Ordered*, That it be referred to Messrs. Bingham, Watson, and Goodhue, to consider and report thereon to the Senate.

The bill sent from the House of Representatives, entitled "An act to continue in force an act concerning certain fisheries of the United States, and for the regulation and government of the fishermen employed therein, and for other purposes, as therein mentioned," was read the second time.

*Ordered*, That it be referred to Messrs. Goodhue, Langdon, and Nicholas, to consider and report thereon to the Senate.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President*: The Speaker of the House of Representatives having signed two enrolled bills, I am directed to bring them to the Senate, for the signature of the Vice President. And he withdrew.

The Vice President signed the enrolled bill yesterday, and the bill this day, reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

The bill sent from the House of Representatives, entitled "An act to allow a drawback of duties on goods exported to New Orleans, and therein to amend the act, entitled 'An act to regulate the collection of duties on imports and tonnage,'" was read the second time.

*Ordered*, That it be referred to Messrs. Bingham, Watson, and Brown, to consider and report thereon to the Senate.

The bill authorizing Seth Harding to locate certain lands in the territory of the United States northwest of the river Ohio was read the second time.

*Ordered*, That it be re-committed to the original committee, further to consider and report thereon to the Senate.

The bill sent from the House of Representatives, entitled "An act declaring the assent of Congress to certain acts of the states of Maryland and Georgia," was read the second time.

*Ordered*, That it pass to the third reading.

The Senate resumed the second reading of the bill sent from the House of Representatives, entitled "An act to extend the time of payment of bonds given for duties of impost, in certain cases;" and, after progress,

*Ordered*, That it be re-committed to the original committee, further to consider and report thereon to the Senate.

Mr. Ross, from the managers at the conference on the amendments to the bill, entitled "An act in addition to an act, entitled 'An act regulating the grants of land appropriated for military services, and for the Society of the United Brethren for propagating the Gospel among the Heathen,'" reported that the Senate *insist* on their amendments.

*Ordered*, That the report lie for consideration.

The Vice President laid before the Senate a letter from Samuel Meredith, Treasurer of the United States, with his account for the War and Naval Departments, to the 31st December, 1799; which was read.

*Ordered*, That they lie on the table.

The Senate resumed the second reading of the bill prescribing the mode of deciding disputed elections of President and Vice President of the United States; and, after progress,

They adjourned to 11 o'clock to-morrow morning.

FRIDAY, FEBRUARY 28, 1800.

The Senate took into consideration the report of the managers at the conference on the amendments to the bill, entitled "An act in addition to an act, entitled 'An act regulating the grants of land appropriated for military services, and for the Society of the United Brethren for propagating the Gospel among the Heathen.'"

*Resolved*, That they do insist on their said amendments.



*Ordered*, That the Secretary acquaint the House of Representatives therewith.

Mr. Schureman, from the committee, reported that they had examined and found duly enrolled the bill, entitled "An act providing for the second census or enumeration of the inhabitants of the United States."

A message from the House of Representatives, by Mr. Condly, their Clerk:

*Mr. President*: The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of the Vice President. And he withdrew.

The Vice President signed the enrolled bill last reported to have been examined, and it was delivered to the committee, to be laid before the President of the United States.

Mr. Schureman, from the committee, reported that they did yesterday lay the enrolled bills signed the 27th instant, and this day the enrolled bill last reported to have been examined, before the President of the United States.

The Senate resumed the second reading of the bill prescribing the mode of deciding disputed elections of President and Vice President of the United States; and, after debate, the further consideration thereof was postponed.

The Senate took into consideration the motion made on the 3d instant, for an amendment to the constitution, respecting the appointment of the chief justice and judges of the supreme court to other offices; and, after debate,

On motion,

*Resolved*, That the consideration of the motion be postponed to Tuesday next.

A message from the House of Representatives, by Mr. Condly, their Clerk:

*Mr. President*: The House of Representatives recede from their disagreement to the amendments of the Senate to the bill, entitled "An act in addition to an act, entitled 'An act regulating the grants of land appropriated for military services, and for the Society of the United Brethren for propagating the Gospel among the Heathen,'" so far as to agree thereto with certain amendments and modifications. And he withdrew.

The Senate took into consideration their amendments, disagreed to by the House of Representatives, to the bill mentioned in the foregoing message; and

*Resolved*, That they do recede from so much of their amendment as is disagreed to by the House of Representatives, and agree to the amendment of that to the amendment of this house.

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

The bill, sent from the House of Representatives, entitled "An act declaring the assent of Congress to certain acts of the states of Maryland and Georgia," was read the third time.

On motion,

*Ordered*, That it be referred to the original committee, further to consider and report thereon to the Senate.

On motion,

*Ordered*, That Mr. Dayton be added to the committee to whom was referred the bill, entitled "An act to establish an uniform system of bankruptcy throughout the United States."

The Senate took into consideration the motion made on the 17th inst. respecting an uniformity of weights and measures; and

*Resolved*, That it be referred to the Secretary of the Treasury to prepare and report to this house a plan for establishing an uniformity in the weights and measures of the United States.

The Senate took into consideration the motion made on the 26th inst. relative to certain lands claimed by the United States within the state of Tennessee; and the motion being amended, was adopted, as follows:

*Resolved*, That a committee be appointed to inquire into the situation and extent of the vacant and unappropriated lands claimed by the United States, under the cession of the state of North Carolina, and the expediency of making provision for the disposition thereof; and that Messrs. Anderson, Marshall, and Chipman, be the committee.

The Senate adjourned to 11 o'clock to-morrow morning.

SATURDAY, MARCH 1, 1800.

Mr. Goodhue, from the committee to whom was referred the amendments to the bill, entitled "An act providing for salvage in cases of recapture," made report.

Whereupon,

*Resolved*, That the Senate agree to the amendments of the House of Representatives to their amendment on the said bill.

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

On motion,

*Ordered*, That Mr. Watson be added to the committee to whom was referred the bill, entitled "An act to discharge Robert Sturgeon from his imprisonment."

Mr. Schureman, from the committee, reported that they had examined and found duly enrolled the bill, entitled "An act in addition to an act, entitled 'An act regulating the grants of land appropriated for military services, and for the Society of the United Brethren for propagating the Gospel among the Heathen'"

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President* : The President of the United States hath notified the House of Representatives that he did, on the 27th February last, approve and sign "An act for the relief of James Yard," and "An act further to suspend the commercial intercourse between the United States and France, and the dependencies thereof." The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of the Vice President. And he withdrew.

The Vice President signed the enrolled bill last reported to have been examined, and it was delivered to the committee, to be laid before the President of the United States.

The Senate adjourned to 11 o'clock on Monday morning.

### MONDAY, MARCH 3, 1800.

Mr. Schureman, from the committee, reported that they did, on the 1st inst. lay before the President of the United States the bill last reported to have been examined; also, that they had examined and found duly enrolled the bill, entitled "An act providing for salvage in cases of recapture."

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President* : The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of the Vice President. The House of Representatives have passed a bill, entitled "An act for the relief of Thomas Arnold," and a bill, entitled "An act to establish a general stamp office," in which bills they desire the concurrence of the Senate. And he withdrew.

The Vice President signed the enrolled bill last reported to have been examined, and it was delivered to the committee, to be laid before the President of the United States.

Mr. Schureman reported, from the committee, that they had this day laid before the President of the United States the enrolled bill last reported to have been examined.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President* : The President of the United States hath notified the House of Representatives that, on the 28th of February last, he approved and signed "An act providing for the second census, or enumeration of the inhabitants of the United States," and that on the 1st instant he approved and signed "An act in addition to an act, entitled 'An act regulating the grants of land appropriated for military services, and for the Society of the United Brethren for propagating the Gospel among the Heathen.'" And he withdrew.

The Senate resumed the consideration of the amendment proposed to the first section of the bill prescribing the mode of deciding disputed elections of President and Vice President of the United States.

On motion to amend the amendment, which stood "draw by lot in each house, and in the following manner, eighteen members thereof," by expunging the word "eighteen," and inserting the word "twenty-four:"

It passed in the affirmative, { Yeas . . . . . 16,  
  { Nays . . . . . 13.

The yeas and nays being required by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Chipman, Dayton, Foster, Goodhue, Hillhouse, Howard, Latimer, Laurance, Livermore, Paine, Read, Ross, Schureman, Tracy, and Watson.

Those who voted in the negative, are,

Messrs. Baldwin, Bingham, Bloodworth, Brown, Cocke, Franklin, Greene, Langdon, Lloyd, Marshall, Mason, Nicholas, and Pinckney.

On motion to amend the second section proposed as an amendment to the bill, by expunging these words: "reduce by lot, in the manner before prescribed, the committee above selected, to the number of six," and to insert "choose by ballot six out of the committee above selected"—

It passed in the affirmative, { Yeas . . . . . 15,  
Nays . . . . . 13.

The yeas and nays being required by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bingham, Chipman, Dayton, Foster, Goodhue, Greene, Hillhouse, Latimer, Laurance, Livermore, Paine, Read, Ross, Tracy, and Watson.

Those who voted in the negative, are,

Messrs. Anderson, Baldwin, Bloodworth, Brown, Cocke, Franklin, Howard, Langdon, Lloyd, Mason, Nicholas, Pinckney, and Schureman.

On motion, to agree to the amendment amended, as follows: Section 1, lines 6, 7, and 8, strike out these words: "choose by ballot in each House six members thereof, and the twelve persons thus chosen," and insert the following: "draw by lot, in each house, and in the following manner, twenty-four members thereof, viz. that the Secretary of the Senate shall write the names of all the Senators present, on distinct pieces of paper, of nearly equal size, and shall roll them up and place them in a box, which shall be then shaken and intermixed together; after which, the Secretary of the Senate shall draw out of the said box the said pieces of paper with the names written on them, until twenty-four names of the Senators then present shall be so drawn. He shall deliver the same to the President of the Senate, who shall open and read them aloud, and the Secretary of the Senate shall write down the names so called. The Clerk of the House of Representatives shall, on the same day, write the names of all the Members of the said House present, on distinct pieces of paper, of nearly equal size, and shall roll them up and place them in a box, which shall be then shaken and intermixed together; after which, the Clerk of the House shall draw out of the said box the said pieces of paper, with the names written on them, until twenty-four names of the members then present shall be drawn. He shall deliver the same to the Speaker of the House, who shall open and read them aloud, and the Clerk shall write down the names so called.

"And be it further enacted, That, previous to the day preceding the second Wednesday in February of any year, the Senate and House of Representatives shall then, respectively, proceed to choose, by ballot, six out of the committee above selected:"

It passed in the negative, { Yeas . . . . . 4,  
Nays . . . . . 24.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Bloodworth, Langdon, and Mason.

Those who voted in the negative, are,

Messrs. Baldwin, Bingham, Brown, Chipman, Cocke, Foster, Franklin, Goodhue, Greene, Hillhouse, Howard, Latimer, Laurance, Livermore, Lloyd, Marshall, Nicholas, Paine, Pinckney, Read, Ross, Schureman, Tracy, and Watson.

On motion, to insert in the 10th section, line 9th, after the word "committee," these words: "such rejection shall be founded on a concurrence of two-thirds of the committee;" and,

It passed in the negative, { Yeas . . . . . 10,  
Nays . . . . . 19.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Bloodworth, Brown, Cocke, Franklin, Langdon, Mason, Nicholas, and Pinckney.

Those who voted in the negative, are,

Messrs. Bingham, Chipman, Dayton, Foster, Goodhue, Greene, Gunn, Hillhouse, Howard, Latimer, Laurance, Livermore, Lloyd, Marshall, Paine, Read, Ross, Schureman, and Tracy.

And, after debate,

The Senate adjourned to 11 o'clock, to-morrow morning.

## TUESDAY, MARCH 4, 1800.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President:* The President of the United States hath notified the House of Representatives, that he, on the 3d instant, approved and signed "An act providing for salvage in cases of re-capture." And he withdrew.

The bill, sent from the House of Representatives, entitled "An act for the relief of Thomas Arnold," was read.

*Ordered*, That it pass to the second reading.

The bill, sent from the House of Representatives, entitled "An act to establish a general stamp-office," was read.

On motion, it was agreed, by unanimous consent, to dispense with the rule, and that this bill be now read the second time.

*Ordered*, That it be referred to Messrs. Tracy, Nicholas, and Chipman, to consider and report thereon to the Senate.

On request, by Mr. Pinckney,

He had leave to withdraw his motion, made on the 3d of February last, for an amendment to the constitution, respecting the appointment of the Chief Justice of the United States to any other office. He also notified the Senate, that he should to-morrow move for leave to bring in a bill further to amend the act, entitled "An act to establish the judicial courts of the United States."

The Senate resumed the second reading of the bill prescribing the mode of deciding disputed elections of President and Vice President of the United States.

On motion, to amend the 8th section, line 4th, by striking out these words: "upon the constitutional qualifications of the electors appointed by the different states, and whether their appointment was authorized by the state legislature or not," and to insert, in lieu thereof, these words: "whether the appointment of electors for any state was authorized by the state legislature or not:"

It passed in the negative, { Yeas . . . . . 14,  
  { Nays . . . . . 15.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Bingham, Bloodworth, Brown, Cocke, Franklin, Greene, Gunn, Langdon, Marshall, Mason, Nicholas, and Pinckney.

Those who voted in the negative, are,

Messrs. Chipman, Dayton, Foster, Goodhue, Hillhouse, Howard, Latimer, Laurance, Livermore, Lloyd, Paine, Read, Ross, Schureman, and Tracy.

And, after debate,

The Senate adjourned to 11 o'clock to-morrow morning.

### WEDNESDAY, MARCH 5, 1800.

The Vice President laid before the Senate a report from the Secretary for the Department of Treasury, of a general statement of goods, wares, and merchandise, imported into the United States, from the 1st of October, 1797, to the 30th of September, 1798; which was read.

*Ordered*, That it lie on the table.

Mr. Gunn, from the committee to whom was referred the bill sent from the House of Representatives, entitled "An act declaring the assent of Congress to certain acts of the states of Maryland and Georgia," reported an amendment; which was read.

*Ordered*, That it lie for consideration.

Agreeably to notice given yesterday, Mr. Pinckney had leave to bring in a bill to amend the act, entitled "An act to establish the judicial courts of the United States;" which was read.

*Ordered*, That it pass to the second reading.

Mr. Laurance, from the committee to whom was referred the bill, sent from the House of Representatives, entitled "An act to establish an uniform system of bankruptcy throughout the United States," reported the bill without amendment.

Mr. Watson, from the committee to whom was referred, on the 7th of February last, the petition of Lyon Lehman, reported a bill for his relief; which was read.

*Ordered*, That it pass to the second reading.

The Senate took into consideration the motion made on the 26th of February last, that an inquiry be had relative to a publication in a newspaper called the Aurora, on the 19th of the said month; and having agreed to insert after these words: "and by what authority he published the same," line 7th, the words "as having passed the Senate."

A motion was made to postpone the consideration hereof until Tuesday next; and,

It passed in the negative, { Yeas . . . . . 9,  
  { Nays . . . . . 20.

The yeas and nays being required by one-fifth of the Senators present,



Those who voted in the affirmative, are,  
Messrs. Baldwin, Bloodworth, Brown, Cocke, Franklin, Langdon, Mason, Nicholas, and Pinckney.

Those who voted in the negative, are,  
Messrs. Anderson, Bingham, Chipman, Dayton, Foster, Goodhue, Greene, Gunn, Hillhouse, Latimer, Laurance, Livermore, Lloyd, Paine, Read, Ross, Schureman, Tracy, Watson, and Wells.

On motion, to amend the motion, by inserting, between the word "Senate" and the word "and," in the fourth line from the end, these words: "and that the said committee be also directed to inquire who is the editor of the newspaper, printed in said city, called the Gazette of the United States, and Philadelphia Daily Advertiser;" and by what means the said editor became possessed of the votes in the Senate on the bill, sent from the House of Representatives, for suspending the enlistments of the twelve regiments, &c. as published in the said newspaper, bearing date the 13th of February (instant); and by what authority he published those votes particularly, and under the classification contained in the said newspaper; and, also, whether the said editor is the author, or not, and if not, who is the author of sundry assertions, observations, and reflections, immediately preceding and following the statement of the said votes, and published in the said paper, of, and concerning the Senate of the United States, and the members thereof, in their official capacity:"

It passed in the negative,     { Yeas . . . . . 11,  
  { Nays . . . . . 16.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,  
Messrs. Anderson, Baldwin, Bloodworth, Cocke, Franklin, Langdon, Lloyd, Marshall, Mason, Nicholas, and Pinckney.

Those who voted in the negative, are,  
Messrs. Bingham, Chipman, Dayton, Foster, Greene, Gunn, Hillhouse, Laurance, Livermore, Paine, Read, Ross, Schureman, Tracy, Watson, and Wells.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning.

#### THURSDAY, MARCH 6, 1800.

After the consideration of the Executive business,

The Senate took into consideration the amendment reported by the committee to whom was referred the bill, entitled "An act declaring the assent of Congress to certain acts of the states of Maryland and Georgia;" and, having adopted the same,

*Resolved*, That this bill pass with an amendment.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in the amendment.

The bill, sent from the House of Representatives, entitled "An act for the relief of Thomas Arnold," was read the second time.

*Ordered*, That it be referred to Messrs. Foster, Goodhue, and Greene, to consider and report thereon to the Senate.

The bill for the relief of Lyon Lehman was read the second time.

*Ordered*, That it be referred to Messrs. Watson, Goodhue, and Langdon, to consider and report thereon to the Senate.

The bill further to amend the act, entitled "An act to establish the judicial courts of the United States," was read the second time.

*Ordered*, That it be referred to the committee appointed the 12th of December last, to take into consideration that part of the speech of the President of the United States, which recommends a revision and amendment of the judiciary system, to consider and report thereon to the Senate.

The Senate resumed the consideration of the motion made on the 26th of February last, that an inquiry be had relative to a publication in a newspaper called the Aurora, on the 19th of the said month.

On motion to amend the original motion, by prefacing it with these words:

"Whereas the constitution of the United States has expressly declared 'That the powers not delegated to the United States by the constitution, nor prohibited by it to the states, are reserved to the states, respectively, or to the people;' And whereas to prevent any attempt being made on the part of either branch of Congress to define their own privileges, and exercise the same, as occasion or circumstances may, in their opinion, require, and to remove all doubt as to the extent and exercise of the privileges they are to enjoy, the constitution has positively and expressly limited and de-

A motion was made to strike out from the amendment the second paragraph, to wit: all that follows the word "people;" and

It passed in the affirmative,

{ Yeas . . . . .	19,
{ Nays . . . . .	8.

*Resolved*, That the Committee of Privileges be, and they are hereby, directed to consider and report what measures it will be proper for the Senate to adopt, in relation to a publication in the newspaper, printed in the city of Philadelphia, on Wednesday morning the 19th of February, 1800, called the General Advertiser, or Aurora; in which it is asserted, that the bill prescribing the mode of deciding disputed elections of President and Vice President of the United States had passed the Senate, when, in fact, it had not passed; in which it is also asserted, that the Honorable Mr. Pinckney, a Senator from the state of South Carolina, and a member of the committee, who brought before the Senate the bill aforesaid, had never been consulted on the subject; whereas, in fact, he was present at each meeting of the committee; and generally to report what measures ought to be adopted in relation to sundry expressions contained in said paper, respecting the Senate of the United States, and the members thereof, in their official capacity.

Mr. Goodhue, from the committee to whom was referred the bill, sent from the House of Representatives, entitled "An act to extend the time of payment of bonds given for duties of impost in certain cases," reported the bill without amendment.

The Vice President laid before the Senate a return from the Secretary for the Department of Treasury, of two abstracts of the emoluments of the officers of the customs for the year 1799.

*Ordered*, That they lie on the table.

The Senate adjourned to 11 o'clock on Monday morning.

### MONDAY, MARCH 10, 1800.

Mr. Watson, from the committee to whom was referred the bill for the relief of Lyon Lehman, reported it without amendment.

On motion,

*Ordered*, That the consideration of the report of the committee on the bill, entitled "An act to establish an uniform system of bankruptcy throughout the United States," which was the order of this day, be postponed until to-morrow.

Mr. Marshall presented the memorial of John Finnie, a collector of the revenue for the state of Kentucky, for additional compensation; which was read.

*Ordered*, That it lie on the table.

The Senate resumed the second reading of the bill, prescribing the mode of deciding disputed elections of President and Vice President of the United States; and, after debate,

On motion,

*Ordered*, That it be recommitted to the original committee, further to consider and report thereon to the Senate; and that Mr. Nicholas be added to the committee.

The Senate took into consideration the amendments reported by the committee to the bill to establish an uniform mode of drawing jurors by lot, in all the courts of the United States; and, after debate,

The Senate adjourned to 11 o'clock to-morrow morning.

### TUESDAY, MARCH 11, 1800.

Mr. Laurance presented the petition of Robinson and Hartshorne, and others, merchants of New York, requesting permission to export a quantity of gunpowder, for reasons therein stated; and the petition was read.

*Ordered*, That it be referred to Messrs. Laurance, Goodhue, and Bingham, to consider and report thereon to the Senate.

Agreeably to the order of the day, the Senate resumed the consideration of the resolution of the House of Representatives of the 10th of February last, for the adjournment of the two Houses of Congress on the first Monday in April next; and,

*Resolved*, That they do not concur therein.

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

A motion was made that a committee be appointed to inquire what laws will expire at the close of this session, or before the first Monday in December next, and make report thereof to the Senate.

*Ordered*, That Messrs. Tracy, Bloodworth, and Chipman, be the committee.

Agreeably to the order of the day, the Senate took into consideration the report of the committee on the bill sent from the House of Representatives, entitled "An act to establish an uniform system of bankruptcy throughout the United States;" and,

On motion,

*Ordered*, That the further consideration thereof be postponed until Thursday next.

The Senate resumed the consideration of the amendments reported by the committee to the bill to establish an uniform mode of drawing jurors by lot, in all the courts of the United States; and,

On motion, to postpone the further consideration thereof until the next session of Congress,

It passed in the affirmative, { Yeas . . . . . 14,  
  { Nays . . . . . 8.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Chipman, Dayton, Foster, Goodhue, Hillhouse, Langdon, Latimer, Livermore, Lloyd, Paine, Ross, Schuremen, and Tracy.

Those who voted in the negative, are,

Messrs. Baldwin, Bloodworth, Brown, Cocke, Franklin, Greene, Nicholas, and Pinckney.



On motion,

That a committee be appointed to inquire whether any, and what, amendments are necessary, in the act to establish the judicial courts of the United States, particularly the provision in said act for summoning jurors to serve in the courts of the United States; and to report by bill or otherwise:

*Ordered*, That this motion lie for consideration.

The Senate adjourned to 11 o'clock to-morrow morning.

WEDNESDAY, MARCH 12, 1800.

The Vice President laid before the Senate a report from the Secretary for the Department of War, on the petition of Jonas Fauche, for services for a troop of dragoons, late under his command in the state of Georgia; which was read.

*Ordered*, That it lie on the table.

The motion made yesterday for a committee to inquire what amendments are necessary in the act to establish the judicial courts of the United States, was resumed and adopted; and

*Ordered*, That Messrs. Chipman, Laurance, Anderson, Nicholas, and Franklin, be the committee.

Mr. Bingham, from the committee to whom was referred the bill sent from the House of Representatives, entitled "An act to allow a drawback of duties on goods exported to New Orleans, and therein to amend the act, entitled 'An act to regulate the collection of duties on imports and tonnage,'" reported the bill without amendment.

On motion,

It was agreed to amend the bill, and that it pass to the third reading as amended.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The House of Representatives have passed a bill, entitled "An act for the relief of Campbell Smith;" also, a bill, entitled "An act to alter and establish sundry post roads;" in which bills they desire the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

On motion, it was agreed, by unanimous consent, to dispense with the rule, and that this bill be now read the second time.

*Ordered*, That it be referred to Messrs. Nicholas, Read, Anderson, Laurance, and Ross, to consider and report thereon to the Senate.

The bill first mentioned in the message was read.

*Ordered*, That it pass to the second reading.

The Senate resumed the second reading of the bill sent from the House of Representatives, entitled "An act to extend the time of payment of bonds given for duties of imposts in certain cases."

*Ordered*, That the further consideration thereof be postponed.

The Senate resumed the second reading of the bill for the relief of Lyon Lehman.

*Ordered*, That it pass to the third reading.

The Senate resumed the consideration of the motion made on the 10th of February last, respecting a return of imports and exports, which was amended and agreed to, and

*Resolved*, That the resolution of the Senate of the 10th of February, 1796, so far as it requires from the Secretary of the Treasury a yearly statement of the exports and imports of the United States, to and from each foreign nation, shall be, and the same is hereby, rescinded.

On motion,

*Ordered*, That the return from the Secretary for the Department of Treasury, of two abstracts of the emoluments of the officers of the customs for the year 1799, be referred to Messrs. Goodhue, Bingham, and Laurance, to consider and report thereon, by bill or otherwise.

The Senate adjourned to 11 o'clock to-morrow morning.

THURSDAY, MARCH 13, 1800.

The bill sent from the House of Representatives, entitled "An act for the relief of Campbell Smith," was read the second time.

*Ordered*, That it be referred to Messrs. Gunn, Hillhouse, and Laurance, to consider and report thereon to the Senate.

The bill sent from the House of Representatives, entitled "An act to allow a drawback of duties on goods exported to New Orleans, and therein to amend the act, entitled 'An act to regulate the collection of duties on imports and tonnage,'" was read the third time.

*Resolved*, That this bill pass as amended.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in the amendments.

The bill for the relief of Lyon Lehman was read the third time; and, on the question to agree to the final passage of this bill,

It passed in the negative.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The House of Representatives have agreed to the amendment of the Senate to the bill, entitled "An act declaring the assent of Congress to certain acts of the states of Maryland and Georgia," with an amendment, in which they desire the concurrence of the Senate. And he withdrew.

The Senate took into consideration the amendment of the House of Representatives to their amendment to the bill last mentioned.

Whereupon,

*Resolved*, That the Senate do agree to the amendment to the amendment.

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

Agreeably to the order of the day, the Senate resumed the second reading of the bill, entitled "An act to establish an uniform system of bankruptcy throughout the United States;" and, after progress,

*Ordered*, That the further consideration thereof be postponed.

The Senate adjourned to 11 o'clock to-morrow morning.

### FRIDAY, MARCH 14, 1800.

Mr. Wells, from the committee, reported that they had examined, and found duly enrolled, the bill, entitled "An act declaring the assent of Congress to certain acts of the states of Maryland and Georgia."

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The House of Representatives have passed a bill, entitled "An act to prevent the interference of any military force in certain elections;" also, a bill, entitled "An act to alter the times of holding the district court in North Carolina;" in which bills they desire the concurrence of the Senate. They disagree to the amendments of the Senate to the bill, entitled "An act to allow a drawback of duties on goods exported to New Orleans, and therein to amend the act, entitled 'An act to regulate the collection of duties on imports and tonnage.'" The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of the Vice President. And he withdrew.

The Vice President signed the enrolled bill last reported to have been examined, and it was delivered to the committee, to be laid before the President of the United States.

The Senate resumed the second reading of the bill, entitled "An act to establish an uniform system of bankruptcy throughout the United States."

On motion to strike out from the clause, section 1st, lines 4th and 5th, "that, from and after the 1st day of June next, if any merchant or other person," the words "or other person:"

It passed in the negative, { Yeas . . . . . 13,  
Nays . . . . . 15.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Bloodworth, Brown, Cocke, Dayton, Franklin, Goodhue, Hillhouse, Langdon, Mason, Nicholas, and Pinckney.

Those who voted in the negative, are,

Messrs. Bingham, Chipman, Foster, Greene, Gunn, Laurance, Livermore, Marshall, Paine, Read, Ross, Schureman, Tracy, Watson, and Wells.

And, after progress, it was agreed that the further consideration of the bill be postponed until Monday next.

Mr. Dayton, from the Committee of Privileges, to whom it was referred, on the 8th instant, to consider and report what measures will be proper to adopt in relation to a publication in the newspaper printed in the city of Philadelphia, on Wednesday morning, the 19th of February last, called the General Advertiser or Aurora, made report; which was read.

*Ordered*, That it lie on the table.

Mr. Hillhouse, from the committee to whom was referred the message of the President of the United States, of the 8th of January last, together with the report of the director of the mint of the 1st of said month, made report, which was read; and

*Ordered*, That it lie on the table.

The bill first mentioned in the message from the House of Representatives of this day was read.

*Ordered*, That it pass to the second reading.

The other bill mentioned in the said message, and brought up for concurrence, was read.

On motion, it was agreed, by unanimous consent, to dispense with the rule, and that this bill be now read the second time.

*Ordered*, That it be referred to Messrs. Franklin, Bloodworth, and Livermore, to consider and report thereon to the Senate.

The Senate took into consideration the memorial of John Finnie, presented the 10th instant.

On motion,

*Ordered*, That it be referred to the Secretary of the Department of Treasury, to consider and report thereon to the Senate.

The Senate adjourned to 11 o'clock on Monday morning.

### MONDAY, MARCH 17, 1800.

The bill sent from the House of Representatives, entitled "An act to prevent the interference of any military force in certain elections," was read the second time.

*Ordered*, That it be referred to Messrs. Dexter, Ross, and Dayton, to consider and report thereon to the Senate.

Mr. Anderson presented the memorial of Paul M'Dermot, praying to be discharged from certain sums for which he is held accountable as paymaster; he having, by unavoidable casualty, lost his baggage, which includes vouchers, as he states, to the amount for which he stands charged.

The memorial was read.

*Ordered*, That it be referred to Messrs. Anderson, Tracy, and Dayton, to consider and report thereon to the Senate.

Mr. Ross, from the committee to whom was recommitted the bill prescribing the mode of deciding disputed elections of President and Vice President of the United States, reported amendments, which were read.

*Ordered*, That they lie on the table.

Mr. Franklin, from the committee to whom was referred the bill sent from the House of Representatives, entitled "An act to alter the times of holding the district court in North Carolina," reported the bill without amendment.

On motion, it was agreed, by unanimous consent, to dispense with the rule, and that this bill be now read the third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary acquaint the House of Representatives with the concurrence.

The Senate resumed the second reading of the bill sent from the House of Representatives, entitled "An act to extend the time of payment of bonds given for duties of imposts in certain cases;" and

On the question to agree to the third reading of the bill,

It passed in the negative.

So the bill was lost.

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The House of Representatives have passed a bill, entitled "An act to fix the compensation of the paymaster general, and assistants to the adjutant general," in which they desire the concurrence of the Senate. And he withdrew.

The bill was read.

*Ordered*, That it pass to the second reading.

The Senate took into consideration the resolution of the House of Representatives disagreeing to the amendments of the Senate to the bill, entitled "An act to allow a drawback of duties on goods exported to New Orleans, and therein to amend the act, entitled 'An act to regulate the collection of duties on imports and tonnage.'"

*Resolved*, That the Senate *insist* on their amendments, ask a conference thereon, and that Messrs. Bingham and Goodhue be managers at the same on the part of the Senate.

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

Mr. Greene, from the committee to whom was referred the petition of Joseph Russell and others, made report, which was read.

*Ordered*, That it lie on the table.

Mr. Wells, from the committee, reported that they did this day lay before the President of the United States the enrolled bill, entitled "An act declaring the assent of Congress to certain acts of the states of Maryland and Georgia."

The Senate took into consideration the report of the committee on the petition of Jeremiah Yelott, which is, that the prayer of the petitioner is reasonable; and the report was adopted.

*Ordered*, That the committee who made the report be instructed to bring in a bill accordingly.

The Senate resumed the second reading of the bill sent from the House of Representatives, entitled "An act to establish an uniform system of bankruptcy throughout the United States."

On motion to insert, in section 1st, line 46, after the word "provided," the following words: "that this act shall not be construed to extend to farmers, graziers, drovers, tavernkeepers, or manufacturers;" and

It passed in the negative, { Yeas . . . . . 12,  
  { Nays . . . . . 14.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Bloodworth, Brown, Cocke, Franklin, Goodhue, Hillhouse, Langdon, Mason, Nicholas, and Pinckney.

Those who voted in the negative, are,

Messrs. Bingham, Chipman, Dexter, Foster, Greene, Laurance, Livermore, Lloyd, Marshall, Read, Ross, Schureman, Tracy, and Wells.

On motion to insert, in section 1st, line 9th, after the word "dollars," the following words, "contracted by such dealings:"

It passed in the negative, { Yeas . . . . . 12,  
  { Nays . . . . . 13.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Bloodworth, Brown, Cocke, Franklin, Goodhue, Hillhouse, Langdon, Mason, Nicholas, and Pinckney.

Those who voted in the negative, are,

Messrs. Chipman, Dexter, Foster, Greene, Laurance, Livermore, Lloyd, Marshall, Read, Ross, Schureman, Tracy, and Wells.

On motion, to strike out of the proviso, in the 6th section, line 29th, the following words: "two hundred," and to insert "fifty:"

It passed in the negative, { Yeas . . . . . 10,  
  { Nays . . . . . 14.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Brown, Cocke, Franklin, Goodhue, Hillhouse, Langdon, Mason, and Nicholas.

Those who voted in the negative, are,

Messrs. Bingham, Chipman, Dexter, Foster, Greene, Laurance, Livermore, Lloyd, Marshall, Read, Ross, Schureman, Tracy, and Wells.

On motion,

*Ordered*, That the further consideration of the bill be postponed.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

## TUESDAY, MARCH 18, 1800.

After the consideration of the Executive business,

The bill, sent from the House of Representatives for concurrence, entitled "An act to fix the compensation of the paymaster general, and assistants to the adjutant general," was read the second time.

*Ordered*, That it be referred to Messrs. Gunn, Dayton, and Ross, to consider and report thereon to the Senate.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The House of Representatives agree to the conference proposed by the Senate, on the amendments to the bill, entitled "An act to allow a drawback of duties on goods exported to New Orleans, and therein to amend the act, entitled 'An act to regulate the collection of duties on imports and tonnage,'" and have appointed managers at the same on their part. And he withdrew.



Mr. Wells, from the committee, reported that they had examined and found duly enrolled the bill, entitled "An act to alter the times of holding the district court in North Carolina."

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President:* The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of the Vice President. The President of the United States hath notified the House of Representatives, that he yesterday approved and signed the act, entitled "An act declaring the assent of Congress to certain acts of the states of Maryland and Georgia." And he withdrew.

The Vice President signed the enrolled bill last reported to have been examined, and it was delivered to the committee, to be laid before the President of the United States.

The Senate took into consideration the report of the Committee of Privileges, on the measures that will be necessary to adopt in relation to a publication in the newspaper, printed in the city of Philadelphia, on Wednesday morning, the 19th of February last, called the General Advertiser, or Aurora; and,

On motion to adopt the first resolution reported, it was agreed to divide the motion, and that the question should be taken on the following words:

*Resolved*, That the said publication contains assertions, and pretended information, respecting the Senate, and the committee of the Senate, and their proceedings, which are false, defamatory, scandalous, and malicious; tending to defame the Senate of the United States, and to bring them into contempt and disrepute, and to excite against them the hatred of the good people of the United States.

And, on the question to adopt this part of the resolution, reported by the committee,

It passed in the affirmative, { Yeas . . . . . 20,  
Nays . . . . . 8.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Those who voted in the affirmative, are,  
Messrs. Anderson, Bingham, Brown, Chipman, Dayton, Dexter, Foster, Goodhue,  
Greene, Gunn, Hillhouse, Laurance, Livermore, Lloyd, Paine, Read, Ross, Schure-  
man, Tracy, and Wells.

Those who voted in the negative, are,

Those who voted in the negative, are,  
Messrs. Baldwin, Bloodworth, Cocke, Franklin, Langdon, Marshall, Mason, and  
Nicholas.

On motion,

On motion,  
The Senate adjourned to 11 o'clock to-morrow morning.

WEDNESDAY, MARCH 19, 1800.

The Vice President communicated a letter from the Honorable James Watson, a Senator from the state of New York, resigning his seat in the Senate; which was read.

On motion,

On motion,  
*Resolved*, That the Vice President be requested to notify the Executive of the state of New York, that the Honorable James Watson hath resigned his seat in the Senate.

Mr. Gunn, from the committee to whom was referred the bill, sent from the House of Representatives, entitled "An act for the relief of Campbell Smith," reported an amendment, which was read.

Ordered, That the report lie on the table.

Mr. Bingham presented the memorial of the select and common council of the city of Philadelphia, stating their exposed situation to pestilence, and the necessity of general laws on the subject of quarantine; and the memorial was read.

*Ordered*, That it be referred to the committee appointed the 27th of February last, on the subject, to consider and report thereon to the Senate; and that Mr. Lloyd be added to the committee.

Mr. Wells, from the committee, reported that they this day laid before the President of the United States the enrolled bill yesterday reported to have been examined.

A message from the House of Representatives, by Mr. Condry, their Clerk: The House of Representatives have passed a bill, entitled

*Mr. President:* The House of Representatives have passed a bill, entitled "An act to extend the privilege of obtaining patents for useful discoveries and inventions to certain persons therein mentioned, and to enlarge and define the penalties for violating the rights of patentees;" a bill, entitled "An act to enable the President of the United States to borrow money for the public service;" and a bill, entitled "An act

The Senate adjourned to 11 o'clock to-morrow morning.

Whereas, on the 19th day of February, now last past, the Senate of the United States, being in session, in the city of Philadelphia, the following publication was made in the newspaper, printed in the said city of Philadelphia, called the General Advertiser, or Aurora, viz.

"In our paper of the 27th ult. we noticed the introduction of a measure into the Senate of the United States, by Mr. Ross, calculated to *influence* and *affect* the approaching presidential election, and to frustrate, in a particular manner, the wishes and interests of the people of the commonwealth of Pennsylvania.

"We this day lay before the public a copy of that bill as it has passed the Senate.

"Some curious facts are connected with this measure, and the people of the Union at large are intermediately, and the people of this state immediately, interested to consider the *movements*, the mode of operation, and the effects.

"We noticed a few days ago the *caucuses* (or secret consultations) held in the Senate Chamber. An attempt was made in an evening paper to give a *counteraction* (for these people are admirable at the system of intrigue) to the developement of the Aurora, and to call those meetings *jacobinical*; we must cordially assent to the jacobinism of those meetings—they were in the perfect spirit of a *jacobinical conclave*.

"The plain facts we stated are, however, unquestionable; but we have additional *information* to give on the subject of those meetings. We stated, that intrigues for the presidential election were among the objects. We now state it as a fact that cannot be disputed upon fair ground, that the bill we this day present was discussed at the *caucus* on *Wednesday* evening last.

"It is worthy of remark how this bill grew into existence.

"The opponents of independence and republican government, who supported Mr. Ross in the contest against governor M'Kean, are well known by the *indecent*, the *slander*, and the *falsehood*, of the measures they pursued—and it is well known that they are all devoted to the *federal party* which we *dissected* on Monday. Mr. Ross proposed this bill in the federal Senate, (how consistently with the decency of his friends will be seen,) a committee of five was appointed to prepare a bill on the subject: on this committee, Mr. Pinckney, of South Carolina, was appointed. On Thursday morning last (the caucus held the preceding evening) Mr. Ross informed Mr. Pinckney that the committee had drawn up a bill on the subject, when in fact Mr. Pinckney had never been consulted on the subject, though a member of the committee! The bill was introduced and passed as below.

"On this occasion it may not be impertinent to introduce an *anecdote* which will illustrate the nature of *caucuses*, and show that our popular government may, in the hands of a faction, be as completely abused as the French constitution has been, by the self-created *consuls*:

"In the summer session of 1798, when federal *thunder* and *violence* were belched from the pestiferous lungs of more than one despotic minion, a *caucus* was held at the house of Mr. Bingham, in this city. It was composed of members of the Senate, and there were present seventeen members. The Senate consisting of thirty-two members, this number was of course a majority, and the session was a full one.

"Prior to deliberation on the measures of *war*, *navy*, *army*, democratic proscription, &c. &c. it was proposed, and agreed to, that all the members present should solemnly pledge themselves to *act firmly* upon the measures to be agreed upon by the majority of the persons present at the *caucus*.

"The measures were perfectly in the *high tone* of that extraordinary session. But upon a division of the caucus it was found that they were divided *nine* against *eight*. This majority, however, held the minority to their engagement, and the whole seventeen voted in Senate upon all the measures discussed at the caucus.

"Thus it is seen that a *secret self-appointed* meeting of seventeen persons dictated laws to the United States, and not only that nine of that seventeen had the full command and power over the consciences and votes of the other *eight*, but that nine possessed, by the turpitude of the eight, actually all the power which the constitution declares shall be invested in the majority only.

"In other words, a minority of nine members of the Senate ruled the other twenty-three members.

"It is easily conceivable, as in the recent changes in France, that this spirit of *caucusing* may be conducted in progression down to two or three persons; thus three leading characters may agree to act upon measures approved by any two of them these three may add two others, and they would be a majority of five; and those adding four others would be a majority of nine; and this nine possess all the power of a majority of twenty-three!

"Yet such is the way we are treated—by those who call themselves federalists.

"The following bill is an offspring of *this spirit* of faction secretly working; and it will be found to be in perfect accord with the outrageous proceedings of the same

party in our state legislature, who are bent on depriving this state of its share in an election that may involve the fate of the country and posterity."

*Resolved*, That the said publication contains assertions and pretended information, respecting the Senate, and the Committee of the Senate and their proceedings, which are false, defamatory, scandalous, and malicious, tending to defame the Senate of the United States, and to bring them into contempt and disrepute, and to excite against them the hatred of the good people of the United States: and that the said publication is a high breach of the privileges of this House.

*Resolved*, That William Duane, now residing in the city of Philadelphia, the editor of the said newspaper called the General Advertiser, or Aurora, be, and he is hereby, ordered to attend at the bar of this House, on Monday, the 24th day of March, inst. at 12 o'clock, at which time he will have opportunity to make any proper defence for his conduct, in publishing the aforesaid false, defamatory, scandalous, and malicious assertions and pretended information; and the Senate will then proceed to take further order on the subject: and a copy of this and the foregoing resolution, under the authentication of the Secretary of the Senate of the United States, and attested as a true copy by James Mathers, Sergeant-at-Arms for the said Senate, and left by the said Sergeant-at-Arms with the said William Duane, or at the office of the Aurora, on or before the 22d day of March, inst. shall be deemed sufficient notice for the said Duane to attend in obedience to this resolution.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President*: The House of Representatives have passed a bill, entitled "An act for the relief of John Collet," in which they desire the concurrence of the Senate. The President of the United States hath notified the House of Representatives, that he, on the 19th instant, approved and signed "An act to alter the times of holding the district court in North Carolina." And he withdrew.

The bill first mentioned in the message was read.

*Ordered*, That it pass to the second reading.

The Senate resumed the second reading of the bill, sent from the House of Representatives, entitled "An act to establish an uniform system of bankruptcy throughout the United States."

On motion, to strike out the proviso, at the end of the 10th section, as follows:

"*Provided* always, that in case of a *bona fide* purchase made *before the issuing of the commission* from or under such bankrupt, for a valuable consideration, by any person having no knowledge, information, or notice, of any act of bankruptcy committed, such purchase shall not be invalidated, or impeached."

It passed in the negative, { Yeas . . . . . 10,  
  { Nays . . . . . 18.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Bloodworth, Brown, Cocke, Goodhue, Hillhouse, Langdon, Nicholas, and Pinckney.

Those who voted in the negative, are,

Messrs. Bingham, Chipman, Dayton, Dexter, Foster, Franklin, Greene, Gunn, Laurance, Livermore, Lloyd, Marshall, Mason, Paine, Read, Ross, Schureman, and Tracy.

On motion, to strike out the word "rest," section 30th, line 27th, and to insert in lieu thereof the word "vest."

It passed in the negative, { Yeas . . . . . 12,  
  { Nays . . . . . 15.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Bloodworth, Brown, Cocke, Franklin, Goodhue, Hillhouse, Langdon, Mason, Nicholas, and Pinckney.

Those who voted in the negative, are,

Messrs. Bingham, Chipman, Dayton, Dexter, Greene, Gunn, Laurance, Livermore, Lloyd, Marshall, Paine, Read, Ross, Schureman, and Tracy.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning.

FRIDAY, MARCH 21, 1800.

The bill, sent from the House of Representatives, entitled "An act to extend the privilege of obtaining patents for useful discoveries and inventions, to certain persons therein mentioned, and to enlarge and define the penalties for violating the rights of patentees," was read the second time.



*Ordered*, That it be referred to Messrs. Livermore, Paine, and Marshall, to consider and report thereon to the Senate.

The bill, sent from the House of Representatives, entitled "An act supplemental to the act, entitled 'An act for an amicable settlement of limits with the state of Georgia, and authorizing the establishment of a government in the Mississippi territory,'" was read the second time.

*Ordered*, That it be referred to Messrs. Gunn, Ross, and Dexter, to consider and report thereon to the Senate.

The bill, sent from the House of Representatives, entitled "An act to enable the President of the United States to borrow money for the public service," was read the second time.

*Ordered*, That it be referred to Messrs. Read, Bingham, and Hillhouse, to consider and report thereon to the Senate.

The bill, sent from the House of Representatives, entitled "An act for the relief of John Collet," was read the second time.

*Ordered*, That it be referred to Messrs. Goodhue, Bingham, and Laurance, to consider and report thereon to the Senate.

The Senate took into consideration the amendment, reported by the committee, to the bill, entitled "An act for the relief of Campbell Smith;" and having agreed thereto,

*Ordered*, That this bill pass to the third reading as amended.

Mr. Foster, from the committee to whom was referred the bill, sent from the House of Representatives, entitled "An act for the relief of Thomas Arnold," reported the bill without amendment.

On motion,

*Ordered*, That the Committee of Privileges prepare and lay before the Senate a form of proceedings in the case of William Duane.

The Senate took into consideration the amendments reported by the committee to the bill prescribing the mode of deciding disputed elections of President and Vice President of the United States; and, having agreed thereto,

*Ordered*, That this bill pass to the third reading as amended.

Mr. Greene notified the Senate that he should, on Monday next, ask leave to bring in a bill to alter the time of holding the district court in Rhode Island.

On motion,

The Senate adjourned to 11 o'clock to-morrow morning.

#### SATURDAY, MARCH 22, 1800.

Mr. Dayton, from the Committee of Privileges, to whom it was referred to prepare and lay before the Senate a form of proceedings in the case of William Duane, reported in part; which report was read, amended, and agreed to, as follows:

When William Duane shall present himself at the bar of the House, in obedience to the order of the 20th inst. the President of the Senate is to address him as follows:

1st. William Duane:

You stand charged by the Senate of the United States, as editor of the newspaper called the General Advertiser, or Aurora, of having published in the same, on the 19th of February, now last past, false, scandalous, defamatory and malicious assertions, and pretended information, respecting the said Senate and committee of the Senate, and their proceedings, tending to defame the Senate of the United States, and to bring them into contempt and disrepute, and to excite against them the hatred of the good people of the United States; and therein to have been guilty of a high breach of the privileges of this house.

Then the Secretary shall read the resolutions of the Senate, passed the 20th instant, with the preamble; after which the President is to proceed as follows, viz.:

1st. Have you any thing to say in excuse or extenuation for said publication?

2dly. If he shall make no answer, the Sergeant-at-Arms shall take him into custody, and retire with him from the Senate chamber until the Senate shall be ready for a decision, at which time the Sergeant-at-Arms shall again set him at the bar of the house, and the President of the Senate is to pronounce to him the decision.

3dly. If he shall answer, he is to continue at the bar of the house until the testimony (if any be adduced) shall be closed and then he shall retire while the Senate are deliberating on the case; and when a decision is agreed upon, the said Duane, being notified of the time by the Sergeant-at-Arms, verbally, or by a written notice left at his office, shall appear at the bar of the house, and the President of the Senate is to pronounce to him the decision.

The bill, sent from the House of Representatives, entitled "An act for the relief of Campbell Smith," was read the third time.

*Resolved*, That this bill pass as amended.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in the amendments.

The Senate adjourned to 11 o'clock on Monday morning.

### MONDAY, MARCH 24, 1800.

The Vice President communicated a letter, signed William Duane, requesting to be heard by counsel, and have process awarded to compel the attendance of witnesses in his behalf, on the summons served on him the 22d inst. for a high breach of the privileges of the Senate; which letter was read.

A motion was made that William Duane be permitted to be heard by counsel, agreeably to his request; and, after debate, the said William Duane appeared at the bar of the house, agreeably to the summons of the 22d instant; a return thereon having been made in the words following:

*City of Philadelphia, March 21st, 1800.*

Then I, the subscriber, Sergeant-at-Arms for the Senate of the United States, left a true and attested copy of the within at the office of the Aurora.

JAMES MATHERS.

And the charge against the said William Duane having been read, he repeated his request to be heard by counsel.

On which he was ordered to withdraw, and a motion was made as follows:

*Resolved*, That William Duane be permitted to be heard by counsel, he having appeared, agreeably to the order of the Senate, and requested that he might be heard by counsel. On which

A motion was made to strike out all the motion subsequent to the word "Duane," and insert, "having appeared at the bar of the Senate and requested to be heard by counsel on the charge against him for a breach of privileges of the Senate, he be allowed the assistance of counsel while personally attending at the bar of the Senate; who may be heard in denial of any facts charged against said Duane, or in excuse and extenuation of his offence." And,

On motion,

It was agreed to divide the motion, and that the question be taken on striking out, which passed

In the affirmative,	{ Yeas . . . . . 18,
	{ Nays . . . . . 11.

The yeas and nays being required by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bingham, Chipman, Dayton, Dexter, Foster, Goodhue, Greene, Hillhouse, Latimer, Laurance, Livermore, Lloyd, Paine, Read, Ross, Schureman, Tracy, and Wells.

Those who voted in the negative, are,

Messrs. Anderson, Baldwin, Bloodworth, Browne, Cocke, Franklin, Langdon, Marshall, Mason, Nicholas, and Pinckney.

A motion was made to amend the amendment, by striking out these words: "he be allowed the assistance of counsel while personally attending the bar of the Senate; who may be heard in denial of any facts charged against said Duane, or in excuse and extenuation of his offence;" and to insert "he be permitted to have assistance of counsel for his defence;" and,

On motion,

It was agreed to divide the motion, and that the question should be taken on striking out, which

Passed in the negative,	{ Yeas . . . . . 10,
	{ Nays . . . . . 18.

The yeas and nays being required by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Bloodworth, Browne, Cocke, Franklin, Langdon, Marshall, Mason, and Nicholas.

Those who voted in the negative, are,

Messrs. Bingham, Chipman, Dayton, Dexter, Foster, Goodhue, Greene, Hillhouse, Latimer, Laurance, Livermore, Lloyd, Paine, Read, Ross, Schureman, Tracy, and Wells.

And, on the question to agree to the original amendment,

It passed in the affirmative, { Yeas . . . . . 21,  
Nays . . . . . 8.

The yeas and nays being required by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Baldwin, Bingham, Bloodworth, Chipman, Dayton, Dexter, Foster, Franklin, Goodhue, Greene, Hillhouse, Latimer, Laurance, Livermore, Lloyd, Paine, Read, Ross, Schureman, Tracy, and Wells.

Those who voted in the negative, are,

Messrs. Anderson, Brown, Cocke, Langdon, Marshall, Mason, Nicholas, and Pinckney.

And the question being taken on the motion as amended,

It was

*Resolved*, That William Duane having appeared at the bar of the Senate, and requested to be heard by counsel, on the charge against him for a breach of privileges of the Senate, he be allowed the assistance of counsel while personally attending at the bar of the Senate, who may be heard in denial of any facts charged against said Duane, or in excuse and extenuation of his offence.

A motion was made that it be an instruction to the Committee of Privileges to report in what manner witnesses shall be compelled to attend the Senate in support of the charge against William Duane, and in his defence against that charge.

And, after debate, the further consideration thereof was postponed.

On motion,

*Resolved*, That a copy of the resolution last agreed to be sent to William Duane, and, at the same time, he be ordered to attend at the bar of this House, at 12 o'clock on Wednesday next.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The House of Representatives have passed a bill, entitled "An act for the relief of the corporation of Rhode Island College;" also, a bill, entitled "An act supplementary to the act to regulate trade and intercourse with the Indian tribes, and to preserve peace on the frontiers;" in which bills they desire the concurrence of the Senate. And he withdrew.

The Senate adjourned to 11 o'clock to-morrow morning.

## TUESDAY, MARCH 25, 1800.

Mr. Dexter, from the committee to whom was referred the bill sent from the House of Representatives, entitled "An act to prevent the interference of any military force in certain elections," reported the bill without amendment.

Mr. Read, from the committee to whom was referred the bill sent from the House of Representatives, entitled "An act to enable the President of the United States to borrow money for the public service," reported the bill without amendment.

The two bills yesterday brought up from the House of Representatives for concurrence were read.

*Ordered*, That they severally pass to the second reading.

The bill prescribing the mode of deciding disputed elections of President and Vice President of the United States was read the third time.

On motion to strike out the ten first sections, and insert—

Whereas, on an election of President and Vice President of the United States, questions may arise whether an elector has been appointed in a mode authorized by the legislature of his state or not: Whether the time at which he was chosen, and the day he gave his vote, were those determined by Congress: Whether he were not at the time a Senator or Representative of the United States, or held an office of trust or profit under the United States: Whether one at least of the persons he has voted for is an inhabitant of a state other than his own: Whether the electors voted by ballot, and have signed, certified, and transmitted to the President of the Senate, a list of all the persons voted for, and the number of votes for each: Whether the persons voted for are natural born citizens, or were citizens of the United States at the time of the adoption of the constitution, were thirty-five years old, and had been fourteen years resident within the United States: And the constitution of the United States having directed that "the President of the Senate shall, in the presence of the Senate and House of Representatives, open all the certificates, and that the votes shall then be counted," from which the reasonable inference and practice has been, that they are to be counted by the members composing the said Houses, and brought there for

that office, no other being assigned them; and inferred the more reasonably, as thereby the constitutional weight of each state in the election of those high officers is exactly preserved in the tribunal which is to judge of its validity; the number of Senators and Representatives from each state, composing the said tribunal, being exactly that of the electors of the same state:

SEC. 1. *Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That whenever the members of the Senate and House of Representatives shall be assembled for the purpose of having the certificates of the electors of the several states opened and counted, the names of the several states shall be written on different and similar tickets of paper and put into a ballot box, out of which, one shall be drawn at a time, and so soon as one is drawn, the packet containing the certificates of that state shall be opened by the President of the Senate, and shall then be read, and then shall be read also the petitions, depositions, and other papers and documents, concerning the same; and, if no exception is taken thereto, the votes contained in such certificates shall be counted, but if the votes, or any of them, shall be objected to, the members present shall, on the question propounded by the President of the Senate, decide, without debate, by yea or nay, whether such votes or vote are constitutional or not, and the votes of one state being thus counted, another ticket shall be drawn from the ballot box, and the certificate, and the votes of the electors of the state drawn, shall be proceeded on as before directed, and so on, one after another, until the whole of the votes shall be counted, and, if the counting cannot be completed in one day, the members of the said two Houses may adjourn from day to day until it be completed: and

A division of the question was called for, and that it first be taken on striking out.

A motion was made to strike out of section 1st, lines 10 and 11, these words: "and finally to decide," and to insert "into and report upon;" and a division of the motion was called for, and that the question be first taken on striking out,

Which passed in the negative, { Yeas . . . . . 11,  
 { Nays . . . . . 18.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Bloodworth, Brown, Cöcke, Franklin, Langdon, Marshall, Mason, Nicholas, and Pinckney.

Those who voted in the negative, are,

Messrs. Bingham, Chipman, Dayton, Dexter, Foster, Goodhue, Greene, Hillhouse, Latimer, Laurance, Livermore, Lloyd, Paine, Read, Ross, Schureman, Tracy, and Wells.

A motion was made to strike out the 7th section; and, after debate,

**Ordered,** That the further consideration of the bill at this time be postponed.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President:* The House of Representatives have passed a bill, entitled "An act to alter the form of certain oaths and affirmations directed to be taken by the act, entitled 'An act providing for the second census or enumeration of the inhabitants of the United States;'" also, "Resolutions in honor of the conduct of Captain Thomas Truxton, the officers, seamen, and marines of the Constellation frigate, and of James Jarvis, a midshipman, who was lost in the late action with the French ship of war *La Vengeance*;" in which bill and resolutions they desire the concurrence of the Senate. They agree to the amendments of the Senate to the bill, entitled "An act for the relief of Campbell Smith." And he withdrew.

Mr. Dayton, from the Committee of Privileges, to whom it was referred to prepare and lay before the Senate a form of proceedings in the case of William Duane, reported in part; and the report was read.

*Ordered,* That it lie for consideration.

The Senate adjourned to 11 o'clock to-morrow morning.

WEDNESDAY, MARCH 26, 1800.

The Vice President communicated a letter signed William Duane, stating that he had received "an authenticated copy of the resolution of Monday last in his case," and enclosing certain papers stated to be a correspondence between him and his intended counsel, marked A, B, and C, and that he finds himself "deprived of all professional assistance under the restrictions which the Senate have thought fit to adopt. He therefore thinks himself bound, by the most sacred duties, to decline any further voluntary attendance upon that body, and to leave them to pursue such measures in this case, as in their wisdom they may deem meet;" and the letter was read.

On motion that the papers referred to in the letter be read.



It passed in the negative.

On motion, the Senate took into consideration the report of the Committee of Privileges, who were ordered to prepare and lay before the Senate a form of proceedings in the case of William Duane; and, after debate,

The order of the day was called for; and

On motion,

*Ordered*, That the Sergeant-at-Arms, at the bar of the House, do call William Duane, and the said William Duane did not appear.

Whereupon, on motion,

*Resolved*, That as William Duane has not appeared at the bar of this House in obedience to the order of the 24th instant, and has addressed a letter to the President of the Senate, which has been read this morning, in which he refuses any further attendance, his letter be referred to the Committee of Privileges to consider and report thereon.

On motion,

The Senate resumed the consideration of the report of the Committee of Privileges of the 25th instant.

And on the question to agree to the first resolution, amended as follows:

*Resolved*, That all testimony shall be taken by the Committee of Privileges, who are hereby authorized to send for persons, papers, and records, and compel the attendance of witnesses which may become requisite for the execution of their commission:

It passed in the affirmative, { Yeas . . . . . 18,  
  { Nays . . . . . 11.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bingham, Chipman, Dayton, Dexter, Foster, Goodhue, Greene, Hillhouse, Latimer, Laurance, Livermore, Lloyd, Paine, Read, Ross, Schureman, Tracy, and Wells.

Those who voted in the negative, are,

Messrs. Anderson, Baldwin, Bloodworth, Brown, Cocke, Franklin, Langdon, Marshall, Mason, Nicholas, and Pinckney.

On motion, the 4th resolution was adopted, as follows:

*Resolved*, That all testimony taken by said committee shall be reported to the Senate, and kept on file by the Secretary.

And, having agreed to postpone the other resolutions reported,

The Senate adjourned to 11 o'clock to-morrow morning.

#### THURSDAY, MARCH 27, 1800.

The bill and resolutions, sent up from the House of Representatives on the 25th instant, for concurrence, were read.

*Ordered*, That the bill pass to the second reading.

On motion,

*Resolved*, That the Senate concur in the resolutions in honor of Captain Thomas Truxton, his officers, seamen, and marines.

*Ordered*, That the Secretary acquaint the House of Representatives with the concurrence.

The bill, sent from the House of Representatives, entitled "An act supplementary to the act to regulate trade and intercourse with the Indian tribes, and to preserve peace on the frontiers," was read the second time.

*Ordered*, That it be referred to Messrs. Hillhouse, Paine, and Brown, to consider and report thereon to the Senate.

The bill, sent from the House of Representatives, entitled "An act for the relief of the corporation of Rhode Island College," was read the second time.

*Ordered*, That it be referred to Messrs. Greene, Langdon, and Dexter, to consider and report thereon to the Senate.

Mr. Dayton, from the Committee of Privileges, to whom was referred the letter of William Duane, on the 26th instant, made report, as follows:

*Resolved*, That William Duane, editor of the General Advertiser or Aurora, having neglected and refused to appear at the bar of this House at 12 o'clock, on the 26th day of March instant, pursuant to the order of the 24th instant, of which order he had been duly notified; and having sent the following letter to the President of the Senate, which has been communicated to the Senate, viz:

**"WM. DUANE."**

*Resolved*, That William Duane, having appeared at the bar of the Senate, and requested to be heard by counsel on the charge against him for a breach of privileges of the Senate, he be allowed the assistance of counsel while personally attending at the bar of the Senate, who might be heard in denial of any facts charged against said

And whereas said William Duane, in contempt of the said last mentioned order, did neglect and refuse to appear at the bar of the said Senate, at the time specified therein; and the Senate of the United States, on the 27th day of March, instant, did thereupon resolve that the said William Duane was guilty of a contempt of said order and of the Senate, and that for said contempt he, the said William, should be taken into custody of the Sergeant-at-Arms attending the Senate, to be kept for their further orders. All which appears by the journals of the Senate of the United States, now in session in the said city of Philadelphia.

Given under my hand, this 27th day of March, 1800.

On motion, to agree to this resolution, as reported,

The yeas and nays being required by one-fifth of the Senators present,

Messrs. Bingham, Chipman, Dayton, Dexter, Foster, Goodhue, Greene, Hillhouse, Latimer, Laurance, Livermore, Lloyd, Paine, Read, Ross, Schureman, Tracy, and Wells.

Messrs. Anderson, Baldwin, Bloodworth, Brown, Cocke, Franklin, Langdon, Marshall, Mason, Nicholas, and Pinckney.

The Senate resumed the second reading of the bill, sent from the House of Representatives, entitled "An act to establish an uniform system of bankruptcy throughout the United States."

The yeas and nays being required by one-fifth of the Senators present,

Messrs. Bingham, Chipman, Dayton, Dexter, Foster, Greene, Latimer, Laurance, Livermore, Lloyd, Marshall, Paine, Read, Ross, Schureman, Tracy, and Wells.

Messrs. Anderson, Baldwin, Bloodworth, Brown, Cocke, Franklin, Goodhue, Hillhouse, Langdon, Mason, Nicholas, and Pinckney.

***Resolved,*** That this bill pass to the third reading.

Mr. Wells reported, from the committee, that they had examined and found duly enrolled the bill, entitled "An act for the relief of Campbell Smith."

The Senate resumed the third reading of the bill, prescribing the mode of deciding disputed elections of President and Vice President of the United States.

SEC. 7. *And be it further enacted,* That the Grand Committee shall have power to inquire, examine, decide, and report, upon the constitutional qualifications of the persons voted for as President and Vice President of the United States; upon the constitutional qualifications of the electors appointed by the different states, and whether their appointment was authorized by the state legislature or not, or made according to the mode prescribed by the legislature; upon all petitions and exceptions against corrupt, illegal conduct of the electors, or force, menaces, or improper means used to influence their votes; or against the truth of their returns, or the time, place, or manner, of giving their votes: *Provided always,* That no petition, or exception, shall be granted or allowed by the Grand Committee, which shall have for its object, to draw into question the number of votes on which any elector in any of the states shall have been declared appointed:

It passed in the affirmative,	{	Yeas . . . . .	15,
		Nays . . . . .	12.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Chipman, Dayton, Dexter, Foster, Goodhue, Greene, Hillhouse, Latimer, Lloyd, Paine, Read, Ross, Schureman, Tracy, and Wells.

Those who voted in the negative, are,

Messrs. Anderson, Bingham, Bloodworth, Cocke, Franklin, Langdon, Laurance, Livermore, Marshall, Mason, Nicholas, and Pinckney.

On motion to strike out the ten first sections, as stated in the motion of the 25th instant,

It passed in the negative,

{ Yeas . . . . .	10,
{ Nays . . . . .	15.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Bloodworth, Cocke, Franklin, Hillhouse, Langdon, Mason, Nicholas, and Pinckney.

Those who voted in the negative, are,

Messrs. Bingham, Chipman, Dayton, Dexter, Foster, Goodhue, Greene, Latimer, Lloyd, Paine, Read, Ross, Schureman, Tracy, and Wells.

And, after debate, the further consideration of this bill was postponed.

The Senate adjourned to 11 o'clock to-morrow morning.

**FRIDAY, MARCH 28, 1800.**

Mr. Livermore, from the committee to whom was referred the bill, sent from the House of Representatives, entitled "An act to extend the privilege of obtaining patents for useful discoveries and inventions, to certain persons therein mentioned, and to enlarge and define the penalties for violating the rights of patentees," reported amendments.

*Ordered, That they lie for consideration.*

The bill sent from the House of Representatives, entitled "An act to alter the form of certain oaths and affirmations, directed to be taken by the act, entitled 'An act providing for the second census or enumeration of the inhabitants of the United States,'" was read the second time.

*Ordered*, That it be referred to Messrs. Ross, Paine, and Baldwin, to consider and report thereon to the Senate.

Mr. Laurance, from the committee to whom was referred, on the 11th instant, the petition of Robinson and Hartshorne, and others, reported that the prayer of the petition is reasonable; and the report was adopted.

*Ordered*, That Messrs. Laurance, Lloyd, and Tracy, be a committee to bring in a bill accordingly.

On motion,

*Ordered*, That the committee appointed on the 17th instant, to bring in a bill, on the petition of Jeremiah Yellott, be discharged; and that the committee last mentioned do bring in a bill on the subject of his petition.

Mr. Wells, from the committee, reported that they had examined the enrolled "Resolutions in honor of Captain Thomas Truxton, his officers, seamen, and marines," and that they were duly enrolled.

The bill, sent from the House of Representatives, entitled "An act to establish an uniform system of bankruptcy throughout the United States," was read the third time.

On the question, to agree to the final passage of this bill,

It passed in the affirmative,	{ Yeas . . . . .	16,
	{ Nays . . . . .	12.

The yeas and nays being required by one-fifth of the Senators present.

Those who voted in the affirmative, are,

Messrs. Bingham, Chipman, Dexter, Foster, Greene, Latimer, Laurance, Livermore, Lloyd, Marshall, Paine, Read, Ross, Schureman, Tracy, and Wells.

Those who voted in the negative, are,

Messrs. Anderson, Baldwin, Bloodworth, Brown, Cocke, Franklin, Goodhue, Hillhouse, Langdon, Mason, Nicholas, and Pinckney.

So it was

*Resolved, That this bill pass.*

*Ordered*, That the Secretary acquaint the House of Representatives with the concurrence of the Senate in this bill.



The Senate resumed the second reading of the bill sent from the House of Representatives, entitled "An act to prevent the interference of any military force in certain elections."

On motion,

*Ordered*, That the further consideration thereof be postponed until to-morrow.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The President of the United States hath notified the House of Representatives that he on the 29th instant approved and signed "An act for the relief of Campbell Smith;" also, "Resolutions in honor of Captain Thomas Truxton, his officers, seamen, and marines." The House of Representatives have passed a bill, entitled "An act to extend the privilege of franking letters and packages to Martha Washington;" a bill, entitled "An act fixing the rank and pay of the commanding officer of the corps of marines;" and a bill, entitled "An act to divide the territory of the United States northwest of the Ohio into two separate governments;" in which they desire the concurrence of the Senate. And he withdrew.

The bills were read.

*Ordered*, That they severally pass to the second reading.

The Senate resumed the second reading of the bill sent from the House of Representatives, entitled "An act for the relief of Thomas Arnold;" and

On the question to agree to the third reading of this bill,

It passed in the negative.

So the bill was lost.

*Ordered*, That the Secretary notify the House of Representatives that the Senate do not concur in this bill.

The Senate took into consideration the report of the committee to whom was referred the message of the President of the United States of the 8th day of January last, together with the report of the director of the mint, of the first of the said month; and, after debate,

*Ordered*, That the further consideration thereof be postponed until Wednesday next.

The Senate adjourned to 11 o'clock to-morrow morning.

## TUESDAY, APRIL 1, 1800.

The bill sent from the House of Representatives, entitled "An act to extend the privilege of franking letters and packages to Martha Washington," was read the second time.

On motion,

It was agreed, by unanimous consent, to dispense with the rule, and that this bill be now read the third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary acquaint the House of Representatives with the concurrence.

The bill sent from the House of Representatives, entitled "An act to divide the territory of the United States northwest of the Ohio into two separate governments," was read the second time.

*Ordered*, That it be referred to Messrs. Brown, Ross, and Gunn, to consider and report thereon to the Senate.

The bill sent from the House of Representatives, entitled "An act fixing the rank and pay of the commanding officer of the corps of marines," was read the second time.

*Ordered*, That it be referred to Messrs. Gunn, Dayton, and Bingham, to consider and report thereon to the Senate.

The Senate took into consideration the amendments reported by the committee to the bill authorizing Seth Harding to locate certain lands in the territory of the United States northwest of the river Ohio.

On motion,

*Ordered*, That the further consideration thereof be postponed until Wednesday, the 9th inst.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The House of Representatives agree to the amendment of the Senate to the bill, entitled "An act to discharge Robert Sturgeon from his imprisonment." They have passed a "Resolution respecting the copper mines on the south side of Lake Superior," in which they desire the concurrence of the Senate. And he withdrew.

The bill for the relief of Ithamar Canfield was read the third time.

*Resolved*, That this bill pass, that it be engrossed, and that the title thereof be "An act for the relief of Ithamar Canfield."

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in this bill.

The bill sent from the House of Representatives, entitled "An act to continue in force an act concerning certain fisheries of the United States, and for the regulation and government of the fishermen employed therein, and for the purposes therein mentioned," was read the third time; and, being amended,

*Ordered*, That the further consideration thereof be postponed.

On motion,

*Ordered*, That the Secretary of the Treasury be directed to lay before the Senate the amount of duty collected upon salt imported into the states of the Union, severally and annually, from 1793 to 1798, both inclusively; and, also, the amount of allowances made to fishing vessels, and drawbacks allowed to the exportation of salted provisions and pickled fish, in those states, annually, during that period.

Mr. Mason notified the Senate that he would, to-morrow, ask leave to bring in a bill to amend the act, entitled "An act for the better organizing of the troops of the United States, and for other purposes."

The Senate adjourned to 11 o'clock to-morrow morning.

### WEDNESDAY, APRIL 2, 1800.

After the consideration of the Executive business,

Mr. Bingham, from the managers at the conference on the amendments to the bill, entitled "An act to allow a drawback of duties on goods exported to New Orleans, and therein to amend the act, entitled 'An act to regulate the collection of duties on imports and tonnage,'" made report.

Mr. Goodhue, from the committee to whom was referred the bill sent from the House of Representatives, entitled "An act for the relief of John Collet," reported the bill without amendment.

Agreeably to the order of the day, the Senate resumed the consideration of the report of the committee to whom was referred the message of the President of the United States of the 8th of January last, together with the report of the director of the mint of the 1st of the said month; and, after debate,

*Ordered*, That the further consideration thereof be postponed.

On motion,

*Ordered*, That a committee be appointed to examine the mint establishment of the United States, and the operation thereof, and report to the Senate what reform may, in their opinion, be requisite in the same, and whether it will be proper to remove the mint to the city of Washington; with liberty to report by bill or otherwise; and that Messrs. Hillhouse, Goodhue, and Livermore, be the committee.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President*: The House of Representatives have passed a bill, entitled "An act providing for the sale of the lands of the United States in the territory northwest of the Ohio, and above the mouth of Kentucky river," in which they desire the concurrence of the Senate. They recede from their disagreement to the amendments of the Senate to the bill, entitled "An act to allow a drawback of duties on goods exported to New Orleans, and therein to amend the act, entitled 'An act to regulate the collection of duties on imports and tonnage,'" and agree thereto, with an amendment to their second amendment, in which they desire the concurrence of the Senate. And he withdrew.

The Senate took into consideration the amendment to the bill last mentioned.

*Resolved*, That they do concur therein.

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

The bill first mentioned in the message was read.

*Ordered*, That it pass to the second reading.

Agreeably to notice given yesterday, Mr. Mason asked leave to bring in a bill to amend the act, entitled "An act for the better organizing the troops of the United States, and for other purposes;" and,

On the question to give leave,

It passed in the negative.

Mr. Tracy, from the committee to whom was referred the bill, sent from the House of Representatives, entitled "An act to establish a general stamp office," reported the bill with amendments; which were read.

*Ordered*, That they lie for consideration.

Mr. Mason notified the Senate that he should, to-morrow, ask leave to bring in a bill supplementary to the act to suspend part of an act, entitled "An act to augment the army of the United States, and for other purposes."

On motion,

The Senate adjourned to 11 o'clock to-morrow morning.

THURSDAY, APRIL 3, 1800.

The bill, sent from the House of Representatives, entitled "An act to amend the act, entitled 'An act providing for the sale of the lands of the United States in the territory northwest of the Ohio, and above the mouth of Kentucky river,'" was read the second time.

*Ordered*, That it be referred to Messrs. Ross, Brown, and Marshall, to consider and report thereon to the Senate.

Mr. Greene, from the committee to whom was referred the bill sent from the House of Representatives, entitled "An act for the relief of the corporation of Rhode Island College," reported the bill without amendment.

Mr. Wells, from the committee, reported that they had examined and found duly enrolled the bill, entitled "An act to extend the privilege of franking letters and packages to Martha Washington;" also, the bill, entitled "An act to establish an uniform system of bankruptcy throughout the United States."

The Senate resumed the second reading of the bill, sent from the House of Representatives, entitled "An act respecting the mint."

*Ordered*, That it pass to the third reading.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President*: The Speaker of the House of Representatives having signed two enrolled bills, I am directed to bring them to the Senate for the signature of the Vice President. And he withdrew.

The Vice President signed the two bills last reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

The Senate took into consideration the amendments reported by the committee to the bill, entitled "An act to establish a general stamp-office;" and, having agreed thereto in part,

*Ordered*, That the bill pass to the third reading as amended.

The Senate resumed the second reading of the bill further to amend the act, entitled "An act establishing the judicial courts of the United States."

On motion, to postpone the further consideration thereof until the first Monday in December next,

It passed in the negative, { Yeas . . . . . 2,  
  { Nays . . . . . 23.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Livermore and Read.

Those who voted in the negative, are,

Messrs. Anderson, Bloodworth, Brown, Chipman, Cocke, Dayton, Dexter, Foster, Franklin, Goodhue, Gunn, Hillhouse, Langdon, Latimer, Lloyd, Marshall, Mason, Nicholas, Paine, Pinckney, Ross, Tracy, and Wells.

On the question to agree to the third reading of this bill,

It passed in the negative, { Yeas . . . . . 12,  
  { Nays . . . . . 14.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Bloodworth, Brown, Cocke, Franklin, Gunn, Langdon, Marshall, Mason, Nicholas, and Pinckney.

Those who voted in the negative, are,

Messrs. Chipman, Dayton, Dexter, Foster, Goodhue, Greene, Hillhouse, Latimer, Lloyd, Paine, Read, Ross, Tracy, and Wells.

So the bill was lost.

Mr. Wells, from the committee, reported that they had this day laid the two enrolled bills last reported to have been examined before the President of the United States.

The Vice President communicated a report from the Secretary of the Treasury, agreeably to the order of 1st instant, stating the drawbacks allowed on salt; which was read.

*Ordered*, That it lie on the table.

Agreeably to notice given yesterday, Mr. Mason asked leave to bring in a bill, supplementary to the act to suspend part of an act, entitled "An act to augment the army of the United States, and for other purposes."

On motion,

The Senate adjourned to 11 o'clock to-morrow morning.



Agreeably to the order of the day, the resolution of the House of Representatives for adjournment, on the first Monday in May next, was considered.

The Senate resumed the consideration of the motion made yesterday, that leave be given to bring in a bill supplementary to the act to suspend part of an act, entitled "An act to augment the army of the United States, and for other purposes;" and,

It passed in the affirmative,	{ Yeas . . . . .	18,
	{ Nays . . . . .	9.

Those who voted in the affirmative, are,

Those who voted in the negative, are,

So the bill was read.

*Ordered, That it pass to the second reading.*

The bill, sent from the House of Representatives, entitled "An act to establish a general stamp-office," was read the third time.

*Resolved, That this bill pass as amended.*

The Senate resumed the second reading of the bill "to prevent the interference of any military force in certain elections;" and having agreed to an amendment,

On the question to agree to the third reading of this bill,

It passed in the negative,	{ Yeas . . . . .	12,
	{ Nays . . . . .	17.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Those who voted in the affirmative, are,  
Messrs. Anderson, Baldwin, Bloodworth, Brown, Cocke, Foster, Franklin, Langdon,  
Marshall, Mason, Nicholas, and Pinckney.

Those who voted in the negative, are,

Messrs. Bingham, Chipman, Dayton, Dexter, Goodhue, Greene, Gunn, Hillhouse, Latimer, Laurance, Livermore, Lloyd, Paine, Read, Ross, Tracy, and Wells.

So the bill was lost.

*Ordered*, That the Secretary acquaint the House of Representatives that the Senate do not concur in this bill.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President:* The Speaker of the House of Representatives having signed two enrolled bills, I am directed to bring them to the Senate for the signature of the Vice President. The House of Representatives have passed a bill "for the better government of the navy of the United States;" in which they desire the concurrence of the Senate. And he withdrew.

The Vice President signed the two bills last reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

Mr. Wells, from the committee, reported that they had this day laid before the President of the United States the two enrolled bills last mentioned.

The bill last brought up for concurrence was read.

*Ordered, That it pass to the second reading.*

Mr. Nicholas, from the committee to whom was referred the bill "to alter and to establish sundry post-roads," reported amendments.

Ordered, That they lie for consideration.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock on Monday morning.

MONDAY, APRIL 7, 1800.

The bill "for the better government of the navy of the United States" was read the second time.

*Ordered*, That it be referred to Messrs. Bingham, Goodhue, and Langdon, to consider and report thereon to the Senate.

The bill supplementary to the act to suspend part of an act, entitled "An act to augment the army of the United States," was read the second time.

*Ordered*, That it be referred to Messrs. Mason, Gunn, and Tracy, to consider and report thereon.

Mr. Ross, from the committee to whom was referred the bill "to alter the form of certain oaths and affirmations," reported the bill without amendment.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President*: The House of Representatives have passed a bill "to make further provision for the removal and accommodation of the government of the United States;" a bill "to repeal the act laying duties on mills and implements employed in the manufacture of snuff;" and a bill "to authorize the defence of the merchant vessels of the United States;" in which they desire the concurrence of the Senate. And he withdrew.

The bills were read.

*Ordered*, That they severally pass to the second reading.

The Senate resumed the consideration of the bill, entitled "An act to continue in force an act concerning certain fisheries of the United States, and for the regulation and government of the fishermen employed therein, and for other purposes, as therein mentioned."

*Resolved*, That this bill pass with an amendment.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in the amendment.

Mr. Tracy, from the committee to whom was referred, on the 24th December last, the petition of Thomas Burling and others, inhabitants of certain lands on the borders of the Mississippi, made report; which was read.

*Ordered*, That it lie for consideration.

Mr. Tracy, from the committee to whom was also referred a letter signed John Henderson, per order, directed to Winthrop Sargent, governor, together with an extract of a letter from said Governor Sargent to the Secretary of State, made report; which was read.

*Ordered*, That it lie for consideration.

Mr. Laurance, from the committee to whom was referred, on the 28th of March last, sundry petitions respecting *those* articles, reported a bill permitting the exportation of some gun-powder; also, a number of muskets and cutlasses; and the bill was read.

*Ordered*, That it pass to the second reading.

The Senate resumed the second reading of the bill for the relief John Collet.

On motion, to agree to the third reading of this bill,

It passed in the negative.

So the bill was lost.

*Ordered*, That the Secretary notify the House of Representatives that the Senate do not concur in this bill.

The Senate considered the amendments reported by the committee to the bill "establishing sundry post roads;" and having in part agreed thereto,

The Senate adjourned to 11 o'clock to-morrow morning.

TUESDAY, APRIL 8, 1800.

The bill for the defence of the merchant vessels of the United States was read the second time.

*Ordered*, That it be referred to Messrs. Goodhue, Nicholas, and Tracy, to consider and report thereon to the Senate.

The bill "for the removal and accommodation of the government of the United States" was read the second time.

*Ordered*, That it be referred to Messrs. Ross, Lloyd, and Hillhouse, to consider and report thereon to the Senate.

The bill to repeal the "Act laying duties on mills and implements employed in the manufacture of snuff," was read the second time.

*Ordered*, That it be referred to Messrs. Bingham, Livermore, and Laurance, to consider and report thereon to the Senate.

The bill permitting the exportation of some gunpowder, also, a number of muskets and cutlasses, was read the second time.

*Ordered*, That it lie on the table.

Mr. Chipman, from the committee to whom it was referred on the 12th March last, to inquire what amendments are necessary in the act to establish the judicial courts of the United States, reported a bill on the subject; which was read.

*Ordered*, That it pass to the second reading.

The Senate took into consideration the report of the committee on the petition of Thomas Burling and others, inhabitants of the Mississippi territory; and the report was adopted. (Appendix, A.)

The Senate took into consideration the report of the same committee, on the letter of John Henderson to Winthrop Sargent, and the extract of a letter from Governor Sargent; and the report was adopted. (Appendix, B.)

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President*: The President of the United States, on the 3d instant, approved and signed "An act to extend the privilege of franking letters and packages to Martha Washington;" on the 4th instant, "An act to establish an uniform system of bankruptcy throughout the United States;" and, on the 5th instant, "An act to allow a drawback of duties on goods exported to New Orleans;" also, "An act to discharge Robert Sturgeon from his imprisonment." The House of Representatives agree to the amendment of the Senate to the bill concerning certain fisheries. They also agree to the first amendment of the Senate to the bill to establish a general stamp-office and disagree to the other amendments; desire a conference on the subject, and have appointed managers on their part. And he withdrew.

The Senate took into consideration the resolution of the House of Representatives last mentioned; and agreed to the conference, and that Messrs. Tracy and Chipman be the managers on their part.

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

The Senate resumed the second reading of the bill to extend the privilege of obtaining patents for useful discoveries and inventions; and, after progress,

*Ordered*, That the further consideration thereof be postponed.

Mr. Gunn, from the committee to whom was referred the bill to fix the compensation of the paymaster general, and assistants to the adjutant general, reported amendments.

*Ordered*, That they lie for consideration.

The Senate resumed the consideration of the amendments reported by the committee to the bill to alter and establish sundry post roads; and, having agreed thereto in part, and adopted other amendments;

*Ordered*, That the bill pass to the third reading as amended.

The Senate took into consideration the report of the committee to whom was referred, on the 11th of December, the petition of Joseph Russell, jr. and others.

On motion,

*Ordered*, That the further consideration thereof, at this time, be postponed.

The Senate resumed the second reading of the bill, entitled "An act to alter the form of certain oaths and affirmations directed to be taken by the act, entitled 'An act providing for the second census or enumeration of the inhabitants of the United States.'"

On motion, it was agreed, by unanimous consent, to dispense with the rule, and that this bill be now read the third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary notify the House of Representatives of the concurrence. After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

### WEDNESDAY, APRIL 9, 1800.

Mr. Tracy presented the petition of Benjamin G. Bulcke, stating that he hath sustained injury by the interception of his letters in the post office, and praying redress; and the petition was read.

*Ordered*, That it lie on the table.

The bill, entitled "An act to alter and establish sundry post roads," was read the third time.

*Resolved*, That this bill pass with amendments.





Mr. Langdon, from the committee to whom was recommitting the bill authorizing Seth Harding to locate certain lands, reported amendments; which were adopted.

*Ordered*, That this bill pass to the third reading as amended.

Mr. Paine, from the committee to whom was referred the petition of Elijah Brainard, made report.

On motion, it was agreed that this report be adopted. (Appendix, D.)

On request, Mr. Paine obtained leave of absence after Monday next.

The Senate adjourned to 11 o'clock on Saturday morning.

SATURDAY, APRIL 12, 1800.

Mr. Goodhue, from the committee to whom was referred the bill authorizing the defence of the merchant vessels of the United States, reported amendments, which were read.

*Ordered*, That they lie for consideration.

The Senate resumed the consideration of the bill to enable the President of the United States to borrow money for the public service; and agreed that the consideration thereof be postponed.

The Senate resumed the second reading of the bill for the relief of the corporation of Rhode Island College.

*Ordered*, That this bill pass to the third reading.

A message from the House of Representatives, by Mr. Cond, their Clerk:

*Mr. President*: The House of Representatives have passed a bill to authorize the President of the United States to accept for the United States a cession of the western reserve of Connecticut, in which they desire the concurrence of the Senate. And he withdrew.

The bill was read.

*Ordered*, That it pass to the second reading.

The bill supplemental to the act for an amicable settlement of limits with the state of Georgia was read the third time.

On motion further to amend the bill, it was agreed, that the consideration thereof be postponed until Wednesday next.

Mr. Schureman, from the committee, reported that they had examined, and found duly enrolled, the bill to alter the form of certain oaths and affirmations; also, the bill to continue in force an act concerning certain fisheries of the United States.

A message from the House of Representatives, by Mr. Cond, their Clerk:

*Mr. President*: The Speaker of the House of Representatives having signed two enrolled bills, I am directed to bring them to the Senate for the signature of the Vice President. And he withdrew.

The Vice President signed the two enrolled bills last reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

Mr. Schureman, from the committee, reported that they had performed that service.

Mr. Hillhouse, from the committee to whom was referred the bill supplemental to the act to regulate trade and intercourse with the Indian tribes, reported amendments; which were read.

*Ordered*, That they lie for consideration.

The bill authorizing Seth Harding to locate certain lands was read the third time.

*Resolved*, That this bill pass, that it be engrossed, and that the title thereof be, "An act authorizing Seth Harding to locate certain lands in the territory of the United States northwest of the river Ohio."

*Ordered*, That the Secretary desire the concurrence of the House of Representatives therein.

Mr. Ross, from the committee to whom was referred the bill to make further provision for the removal and accommodation of the government of the United States, reported amendments; which were read.

*Ordered*, That they lie for consideration.

The Senate considered the report of the committee on the bill fixing the rank and pay of the commanding officer of the corps of marines.

On motion,

*Ordered*, That the original committee on this bill be revived; and that the bill be re-committed to them, further to consider and report thereon.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock on Monday morning.

MONDAY, APRIL 14, 1800.

The bill authorizing the President of the United States to accept for the United States a cession of the western reserve of Connecticut, was read the second time.

*Ordered*, That it be referred to Messrs. Ross, Laurance, Tracy, Read, and Marshall, to consider and report thereon.

The bill, sent from the House of Representatives, entitled "An act for the relief of the corporation of Rhode Island College," was read the third time.

*Resolved*, That this bill pass.

*Ordered*, That the Secretary acquaint the House of Representatives with the concurrence.

The second reading of the bill to enable the President of the United States to borrow money for the public service, was resumed.

*Ordered*, That this bill pass to the third reading.

The amendments reported by the committee to the bill supplementary to the act to regulate trade and intercourse with the Indian tribes, were considered and adopted.

*Ordered*, That this bill pass to the third reading as amended.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The House of Representatives agree to the amendments of the Senate to the bill extending the privilege of obtaining patents for useful discoveries and inventions. They have passed a bill making appropriations for the support of government for the year 1800; a bill to make appropriations for the navy of the United States during the year 1800; a bill to authorize the sale and conveyance of lands in certain cases, by the marshals of the United States; a bill, to continue in force "An act prescribing the mode of taking evidence in cases of contested elections;" and a bill to provide for re-building, erecting, and supporting certain light houses; in which bills they desire the concurrence of the Senate. And he withdrew.

The bills were read.

*Ordered*, That they severally pass to the second reading.

Mr. Hillhouse, from the committee to whom the subject was referred, reported a bill in addition to the act prohibiting the slave trade; which was read.

*Ordered*, That it pass to the second reading.

The amendments reported by the committee to the bill for the defence of the merchant vessels of the United States was considered and adopted.

*Ordered*, That the bill pass to the third reading as amended.

The Senate considered the resolution respecting the copper mines on the south side of lake Superior.

*Resolved*, That they do concur therein.

*Ordered*, That the Secretary acquaint the House of Representatives with the concurrence.

The bill permitting the exportation of some gun-powder, muskets, and cutlasses, was read the second time.

*Ordered*, That this bill pass to the third reading.

The bill to amend the act establishing the judicial courts of the United States was read the second time; and, after debate,

The Senate adjourned to 11 o'clock to-morrow morning.

TUESDAY, APRIL 15, 1800.

On request, Mr. Lloyd obtained leave of absence after Monday next.

The bill providing for the re-building, erection, and support of certain light-houses, was read the second time.

*Ordered*, That it be referred to Messrs. Goodhue, Hillhouse, and Langdon, to consider and report thereon.

The bill to continue in force an act prescribing the mode of taking evidence in cases of contested elections was read the second time.

Mr. Bingham, from the committee to whom was referred the bill for the better government of the navy, reported amendments.

The bill to authorize the sale and conveyance of lands by the marshals was read the second time.

*Ordered*, That it be referred to Messrs. Brown, Dexter, and Ross, to consider and report thereon.

The bill making appropriations for the support of government for the year 1800; also, the bill making appropriations for the navy of the United States, during the year 1800; were severally read the second time.

*Ordered*, That they be severally referred to Messrs. Tracy, Bingham, and Read, to consider and report thereon.

The bill in addition to the act prohibiting the slave trade was read the second time.

The bill, entitled "An act to continue in force an act, entitled 'An act authorizing the defence of the merchant vessels of the United States against French depredations,'" was read the third time.

*Resolved*, That this bill pass with an amendment.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in the amendment.

The bill, entitled "An act supplementary to the act to regulate trade and intercourse with the Indian tribes, and to preserve peace on the frontiers," was read the third time.

*Resolved*, That this bill pass with amendments.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in the amendments.

The bill to enable the President of the United States to borrow money for the public service was read the third time.

On motion,

*Ordered*, That it be re-committed to the committee, this day appointed, on the bills making appropriations for the year 1800, to report thereon.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The President of the United States, on the 12th instant, approved and signed "An act concerning certain fisheries of the United States;" also, "An act to alter the form of certain oaths and affirmations." The House of Representatives agree to the amendments of the Senate to the bill to alter and establish sundry post roads. They have passed a bill in addition to the act for the punishment of certain crimes, in which they desire the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

*Ordered*, That it pass to the second reading.

The bill permitting the exportation of some gunpowder, muskets, and cutlasses, was read the third time.

*Resolved*, That this bill pass, that it be engrossed, and that the title thereof be "An act permitting the exportation of certain parcels of gunpowder, muskets, and cutlasses."

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in this bill.

Mr. Tracy, from the managers at the conference on the bill to establish a general stamp office, made report;

Whereupon,

*Resolved*, That the Senate insist on some, and recede from other amendments to the said bill, as reported.

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

On motion,

*Ordered*, That the bill to amend an act establishing the judicial courts of the United States be postponed until to-morrow.

The report of the committee on the bill to fix the compensation of the paymaster general, and assistants to the adjutant general, was considered and adopted.

*Ordered*, That this bill pass to the third reading as amended.

The bill making further provision for the removal and accommodation of the government of the United States, was considered; and, after progress,

The Senate adjourned to 11 o'clock to-morrow morning.

### WEDNESDAY, APRIL 16, 1800.

The bill in addition to the act for the punishment of certain crimes was read the second time.

*Ordered*, That it be referred to Messrs. Dexter, Read, and Dayton, to consider and report thereon.

The second reading of the bill to prescribe the mode of taking evidence in cases of contested elections was resumed.

*Ordered*, That it pass to the third reading.

The amendments reported by the committee to the bill for the better government of the navy of the United States were read and adopted.

*Ordered*, That the bill pass to the third reading as amended.

Mr. Gunn, from the committee on the bill fixing the rank and pay of the commanding officer of the corps of marines, reported an amendment.

The second reading of the bill to amend the act establishing the judicial courts of the United States was resumed.

On motion,

*Ordered*, That it be recommitted to Messrs. Nicholas, Dayton, and Tracy, further to consider and report thereon.

Mr. Wells, from the committee, reported that they had examined and found duly enrolled the bill to extend the privilege of obtaining patents for useful discoveries; the bill for the relief of the corporation of Rhode Island College; also, a resolution respecting copper mines on the south side of Lake Superior.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The Speaker of the House of Representatives having signed two enrolled bills, and an enrolled resolution, I am directed to bring them to the Senate for the signature of the Vice President. The House of Representatives so far recede from their disagreement to the amendments of the Senate to the bill to establish a general stamp office, as to agree thereto with amendments; in which they desire the concurrence of the Senate. They have passed a bill for the regulation of the public arsenals and magazines; in which they desire the concurrence of the Senate. And he withdrew.

The Vice President signed the two enrolled bills, and the enrolled resolution, last reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

Mr. Brown, from the committee to whom was referred the bill to divide the territory of the United States northwest of the Ohio into two separate governments, reported amendments; which were read.

The Senate took into consideration the resolution of the House of Representatives, on their amendments to the bill establishing a general stamp-office.

*Resolved*, That they so far recede therefrom as to agree to the amendments of the House of Representatives to their amendments.

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The House of Representatives agree to the amendments of the Senate to the bill authorizing the defence of the merchant vessels of the United States; also, to the bill regulating trade and intercourse with the Indian tribes. And he withdrew.

The bill to fix the compensation of the paymaster general, and assistants to the adjutant general, was read the third time.

*Ordered*, That it be recommitted to Messrs. Gunn, Dayton, and Anderson, to consider and report thereon.

The bill last brought up from the House of Representatives for concurrence was read.

*Ordered*, That it pass to the second reading.

Mr. Mason notified the Senate that he should to-morrow move for leave to bring in a bill to repeal in part the act, entitled "An act in addition to the act, entitled 'An act for the punishment of certain crimes against the United States.'"

The third reading of the bill providing for an amicable settlement of limits with the state of Georgia was resumed.

On motion, to agree to amend the 10th section reported as an amendment, by adding after the word "reasonable:" "and also, that the said commissioners on the part of the United States, or any two of them, after such settlement with the state of Georgia shall be made, be authorized to settle, by compromise, with the parties interested, any claims which are or shall be made by settlers, or any other persons whatsoever, to any parts of the aforesaid lands, which may be relinquished by the state of Georgia. *Provided*, That the settlement with Georgia and the claimants aforesaid shall be made and completed before the 4th day of March, 1803."

It passed in the affirmative, { Yeas . . . . . 19,  
Nays . . . . . 8.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Bingham, Chipman, Dayton, Dexter, Foster, Goodhue, Greene, Gunn, Hillhouse, Langdon, Latimer, Livermore, Lloyd, Read, Ross, Schureman, Tracy, and Wells.



Those who voted in the negative, are,  
Messrs. Baldwin, Bloodworth, Brown, Cocke, Franklin, Marshall, Mason, and Nicholas.

*Resolved*, That this bill pass as amended.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in the amendments.

The Senate adjourned to 11 o'clock to-morrow morning.

#### THURSDAY, APRIL 17, 1800.

Mr. Wells reported, from the committee, that they yesterday laid before the President of the United States the two bills and the resolution last reported to have been examined.

The bill for the regulation of arsenals and magazines was read the second time.

*Ordered*, That it be referred to Messrs. Tracy, Dayton, and Anderson, to consider and report thereon.

On request, Mr. Chipman had leave of absence, after Monday next, to the end of the session.

The Senate considered the amendment reported to the bill fixing the rank and pay of the commanding officer of the corps of marines; which was adopted, and it was agreed that the bill be read the third time as amended.

Mr. Goodhue, from the committee on the bill for rebuilding and supporting certain light-houses, reported the bill without amendment.

The Senate resumed the consideration of the bill, entitled "An act to make further provision for the removal and accommodation of the government of the United States."

On motion to strike out the first section, agreeable to the report of the committee,

It passed in the negative,  $\left\{ \begin{array}{l} \text{Yeas} \dots\dots\dots 8, \\ \text{Nays} \dots\dots\dots 21. \end{array} \right.$

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bingham, Brown, Goodhue, Latimer, Laurance, Livermore, Ross, and Wells.

Those who voted in the negative, are,

Messrs. Anderson, Baldwin, Bloodworth, Chipman, Cocke, Dayton, Dexter, Foster, Franklin, Greene, Gunn, Hillhouse, Langdon, Lloyd, Marshall, Mason, Nicholas, Pinckney, Read, Schureman, and Tracy.

On the question to agree to the third reading of the bill as amended,

It passed in the affirmative,  $\left\{ \begin{array}{l} \text{Yeas} \dots\dots\dots 20, \\ \text{Nays} \dots\dots\dots 9. \end{array} \right.$

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Bloodworth, Brown, Chipman, Cocke, Dayton, Dexter, Foster, Franklin, Greene, Gunn, Langdon, Lloyd, Marshall, Mason, Nicholas, Pinckney, Read, and Tracy.

Those who voted in the negative, are,

Messrs. Bingham, Goodhue, Hillhouse, Latimer, Laurance, Livermore, Ross, Schureman, and Wells.

On the question to agree to the final passage of the bill,

It passed in the affirmative,  $\left\{ \begin{array}{l} \text{Yeas} \dots\dots\dots 18, \\ \text{Nays} \dots\dots\dots 10. \end{array} \right.$

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Bloodworth, Chipman, Cocke, Dexter, Foster, Franklin, Greene, Gunn, Langdon, Lloyd, Marshall, Mason, Nicholas, Pinckney, Read, and Tracy.

Those who voted in the negative, are,

Messrs. Bingham, Brown, Goodhue, Hillhouse, Latimer, Laurance, Livermore, Ross, Schureman, and Wells.

So it was,

*Resolved*, That the Senate concur in this bill as amended.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in the amendment.

The bill, entitled "An act to continue in force, for a limited time, the act, entitled 'An act to prescribe the mode of taking evidence in cases of contested elections for members of the House of Representatives of the United States, and to compel the attendance of witnesses,'" was read the third time.

*Resolved*, That the Senate concur in this bill.

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

The bill, entitled "An act for the better government of the navy of the United States," was read the third time.

*Resolved*, That this bill pass as amended.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in the amendments.

The Senate resumed the third reading of the bill, entitled "An act to fix the compensation of the paymaster general, and assistants to the adjutant general;" and, it being further amended,

*Resolved*, That this bill do pass with the amendments.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives therein.

A message from the House of Representatives, by Mr. Condly, their Clerk:

*Mr. President*: The House of Representatives have passed a bill making appropriations for the military establishment of the United States, for the year 1800; also, a bill supplementary to the laws now in force, fixing the compensation of the officers of the Senate and House of Representatives; in which they desire the concurrence of the Senate. And he withdrew.

The bill first mentioned in the message was read.

On motion,

It was agreed, by unanimous consent, to dispense with the rule, and that this bill be now read the second time.

*Ordered*, That it be referred to the committee appointed the 15th instant, on the bills making appropriations for the support of government, and for the navy, for the year 1800, to consider and report thereon.

The bill last mentioned in the message was read.

*Ordered*, That it pass to the second reading.

The Vice President communicated a letter from Samuel Meredith, Treasurer of the United States, with his specie account, ending the 31st of December, 1799.

The Senate resumed the consideration of the report of the committee to whom was referred the bill to divide the territory of the United States northwest of the river Ohio into two separate governments; and, having agreed thereto,

*Ordered*, That this bill pass to the third reading as amended.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

#### FRIDAY, APRIL 18, 1800.

The bill supplementary to the laws fixing the compensation of the officers of the Senate and House of Representatives was read the second time.

*Ordered*, That it be referred to Messrs. Livermore, Latimer, and Anderson, to consider and report thereon.

On motion,

*Ordered*, That the committee appointed the 12th of March last on the bill "to alter and establish sundry post roads," be revived, and that they be instructed to bring in a bill supplementary thereto.

Mr. Bingham, from the committee on the bill to repeal the act laying duties on mills, and the implements employed in the manufacture of snuff, reported it without amendment.

The second reading of the bill to provide for the rebuilding, erecting, and supporting, certain light houses, was resumed.

*Ordered*, That it pass to the third reading.

The bill, entitled "An act to divide the territory of the United States northwest of the Ohio into two separate governments," was read the third time.

*Resolved*, That the further consideration of this bill be postponed until Monday next.

A message from the House of Representatives, by Mr. Condly, their Clerk:

*Mr. President*: The President of the United States hath this day approved and signed "An act for the relief of the corporation of Rhode Island College;" "An act respecting patents to the discoverers of useful inventions;" and, a "Resolution respecting copper mines on the south side of Lake Superior." The House of Representatives concur in the amendments to the bill for the government of the navy of the United States; also, in the amendments to the bill fixing the compensation of the paymaster general, and assistants to the adjutant general. And he withdrew.

Agreeably to the order of the day, the resolution of the House of Representatives, for an adjournment of the two Houses on the first Monday in May next, was considered.

*Resolved*, That the Senate concur therein, with this amendment: strike out the 1st Monday, and insert the 2d Monday.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in the amendment.

The bill, entitled "An act fixing the rank and pay of the commanding officer of the corps of marines," was read the third time.

*Resolved*, That this bill pass with amendments.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives therein.

The second reading of the bill to prohibit the carrying on the slave trade from the United States was resumed.

*Ordered*, That it pass to the third reading.

Mr. Ross, from the committee on the bill authorizing the President of the United States to accept a cession of the jurisdiction of the Western Reserve of Connecticut, reported an amendment.

The Senate adjourned to 11 o'clock to-morrow morning.

### SATURDAY, APRIL 19, 1800.

The bill, entitled "An act to repeal the act laying duties on mills, and implements employed in the manufacture of snuff;" also, the bill, entitled "An act to provide for rebuilding the light house at New London; for the support of a light house at Clerk's Point; and for the erection and support of a light house at Wigwam Point, and for other purposes;" were severally read the third time and passed.

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

The bill to prohibit the carrying on the slave trade from the United States was read the third time.

*Resolved*, That this bill pass, that it be engrossed, and that the title thereof be "An act, in addition to the act, entitled 'An act to prohibit the carrying on the slave trade from the United States to any foreign place or country.'"

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in this bill.

Mr. Dexter, from the committee on the bill for the punishment of certain crimes against the United States, reported it without amendment.

*Ordered*, That the bill pass to the third reading.

Mr. Ross, from the committee on the bill providing for the sale of the lands in the territory northwest of the Ohio, reported amendments.

On motion,

*Ordered*, That the bill to authorize the President of the United States to accept a cession of jurisdiction of the Western Reserve of Connecticut, be the order of the day for Tuesday next.

On motion,

*Ordered*, That Mr. Ross be added to the committee, appointed the 28th of February last, on the subject of unappropriated lands claimed by the United States, in the state of North Carolina.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock on Monday morning.

### MONDAY, APRIL 21, 1800.

The bill, entitled "An act to continue in force the act, in addition to the act for the punishment of certain crimes against the United States," was read the third time and passed.

*Ordered*, That the Secretary acquaint the House of Representatives with the concurrence.

The bill, entitled "An act to divide the territory of the United States northwest of the Ohio into two separate governments," was read the third time, amended, and passed.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in the amendment.

A message from the House of Representatives, by Mr. Condry, their Clerk:

Mr. President: The House of Representatives agree to the amendment of the reso-

lution for the adjournment of the two Houses of Congress; also, to the amendments to the bill respecting the commanding officer of the marine corps. They have passed a bill to continue the duty on salt, in which they desire the concurrence of the Senate. And he withdrew.

The bill last mentioned was read.

*Ordered*, That it pass to the second reading.

Mr. Schureman, from the committee, reported that they had examined, and found duly enrolled, the bill prescribing the mode of taking evidences in contested elections; the bill altering and establishing sundry post roads; the bill regulating trade with the Indian tribes; the bill authorizing the defence of the merchant vessels of the United States; the bill to fix the compensation of the paymaster and adjutant general; the bill fixing the rank and pay of the commanding officer of the marine corps; the bill for the better government of the navy; and the bill to establish a general stamp office.

The Senate took into consideration the amendments to the bill for the sale of lands northwest of the Ohio; and, having agreed thereto,

*Ordered*, That this bill pass to the third reading as amended.

The bill, entitled "An act respecting the mint," was read the third time and passed.

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

The Senate adjourned to 11 o'clock to-morrow morning.

### TUESDAY, APRIL 22, 1800.

The bill laying additional duties on salt was read the second time.

*Ordered*, That it be referred to Messrs. Brown, Goodhue, and Anderson, to consider and report thereon.

Mr. Tracy, from the committee on the petition of Benjamin G. Bulcke, reported that the prayer thereof is unreasonable.

Agreeably to the order of the day, the Senate took into consideration the amendment to the bill to authorize the President of the United States to accept, for the United States, a cession of jurisdiction of the territory west of Pennsylvania, commonly called the Western Reserve of Connecticut; and agreed thereto.

On motion, to agree to the third reading of this bill, as amended,

It passed in the affirmative, { Yeas . . . . . 15,  
  { Nays . . . . . 10.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Cocke, Dayton, Dexter, Foster, Goodhue, Greene, Gunn, Hillhouse, Livermore, Marshall, Read, Schureman, Tracy, and Wells

Those who voted in the negative, are,

Messrs. Baldwin, Bingham, Bloodworth, Brown, Franklin, Latimer, Laurance, Mason, Nicholas, and Ross.

A message from the House of Representatives, by Mr. Condry, their Clerk:

✓ *Mr. President*: The House of Representatives agree to the amendments of the Senate to the bill for the removal and accommodation of the government of the United States. The Speaker having signed several enrolled bills, I am directed to bring them to the Senate for the signature of the Vice President. And he withdrew.

The Vice President signed the enrolled bills yesterday reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

Mr. Wells, from the committee last mentioned, reported that they had presented the bills accordingly. He also reported that the committee had examined and found duly enrolled the bill for the erection and support of certain light houses; the bill repealing the duty on the manufacture of snuff; the bill for the punishment of certain crimes; also, the bill respecting the mint."

Mr. Livermore, from the committee on the bill fixing the compensations of the officers of the Senate and House of Representatives, reported amendments; which were read.

The bill, entitled "An act to amend the act, entitled 'An act providing for the sale of the lands of the United States in the territory northwest of the Ohio, and above the mouth of Kentucky river,'" was read the third time and passed with amendments.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in the amendments.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.



WEDNESDAY, APRIL 23, 1800.

Mr. Wells reported that the committee had examined, and found duly enrolled, the bill providing for the removal and accommodation of the government.

The bill to authorize the President of the United States to accept for the United States a cession of jurisdiction of the territory west of Pennsylvania, commonly called the Western Reserve of Connecticut, was read the third time.

On motion, to amend section 1st, line 2d, after the word "that," to strike out to the word "to" in third line, and insert: "it shall be lawful for the attorney general of the United States, with such agent or attorney as the state of Connecticut may appoint for that purpose, to institute a suit, or make up an issue, in the supreme court of the United States to try and decide the title of the said state of Connecticut to that tract of land commonly called the Western Reserve of Connecticut. And should the decision of the said court be in favor of the claim of the said state of Connecticut, that then the President of the United States shall be authorized:"

It passed in the negative,  $\left\{ \begin{array}{l} \text{Yeas} \dots\dots\dots 10, \\ \text{Nays} \dots\dots\dots 15. \end{array} \right.$

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Baldwin, Bloodworth, Brown, Franklin, Langdon, Laurance, Mason, Nicholas, Ross, and Schureman.

Those who voted in the negative, are,

Messrs. Anderson, Cocke, Dayton, Dexter, Foster, Goodhue, Greene, Gunn, Hillhouse, Latimer, Livermore, Marshall, Read, Tracy, and Wells.

And the question on the final passage of the bill as amended,

Was determined in the affirmative,  $\left\{ \begin{array}{l} \text{Yeas} \dots\dots\dots 15, \\ \text{Nays} \dots\dots\dots 10. \end{array} \right.$

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Cocke, Dayton, Dexter, Foster, Goodhue, Greene, Gunn, Hillhouse, Livermore, Marshall, Read, Schureman, Tracy, and Wells.

Those who voted in the negative, are,

Messrs. Baldwin, Bloodworth, Brown, Franklin, Langdon, Latimer, Laurance, Mason, Nicholas, and Ross.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in the amendment.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The Speaker of the House of Representatives having signed several enrolled bills, I am directed to bring them to the Senate for the signature of the Vice President. The House of Representatives have passed a bill to establish the district of Kennebunk, and other places therein mentioned; also, the bill for equalizing the valuations of unseated lands, in which they desire the concurrence of the Senate.

The President of the United States yesterday approved the "Act fixing the rank and pay of the officer commanding the corps of marines;" the "Act for the defence of merchant vessels;" the "Act to fix the compensation of the paymaster and assistant to the adjutant general;" the "Act providing the mode of taking evidences in cases of contested elections;" the "Act to regulate trade and intercourse with the Indian tribes;" and on the twenty-third instant, the "Act to alter and establish sundry post roads;" the "Act for the government of the navy;" and the "Act to establish a general stamp office." And he withdrew.

The Vice President signed the four enrolled bills yesterday, and the bill this day, reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

Mr. Mason, from the committee to whom was referred the bill supplementary to the act to suspend part of the act providing for the augmentation of the army, reported an amendment; which was read.

The bills last brought up for concurrence were read, and it was agreed that they be severally read the second time.

The Senate took into consideration the amendments reported by the committee to the bill fixing the compensations of the officers of the Senate and House of Representatives; and, having agreed thereto,

*Ordered*, That the bill pass to the third reading as amended.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

THURSDAY, APRIL 24, 1800.

The bill for equalizing the valuations of unseated lands was read the second time, and referred to Messrs. Laurance, Livermore, and Brown, to consider and report thereon.

The bill to establish the district of Kennebunk and other places therein mentioned was read the second time, and referred to Messrs. Goodhue, Nicholas, and Hillhouse to consider and report thereon.

The bill, entitled "An act supplementary to the laws now in force fixing the compensations of the officers of the Senate and House of Representatives, was read the third time and passed with amendments.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in the amendments.

The Senate considered the report of the committee on the bill supplementary to the act to suspend part of an act, entitled "An act to augment the army of the United States, and for other purposes," which is as follows: Line 2, after the word "that," strike out to the end of the bill, and insert: "it shall be lawful for the President of the United States to suspend any further military appointments under the act to augment the army of the United States, and for other purposes, and under the ninth section of the act for the better organizing of the troops of the United States, and for other purposes, according to his discretion, having reference to economy and the good of the service."

On motion to adopt the report, a division was called for, and the question was taken on striking out:

Which passed in the affirmative, { Yeas . . . . . 14,  
 { Nays . . . . . 11.

The yeas and nays being required by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bingham, Dexter, Foster, Goodhue, Greene, Gunn, Hillhouse, Latimer, Laurance, Read, Ross, Schureman, Tracy, and Wells.

Those who voted in the negative, are,

Messrs. Anderson, Baldwin, Bloodworth, Brown, Cocke, Franklin, Langdon, Livermore, Marshall, Mason, and Nicholas.

And the amendment was adopted, and the bill ordered to be read a third time as amended.

Mr. Wells reported from the committee that they had examined, and found duly enrolled, the bill authorizing the President of the United States to accept the Western Reserve of Connecticut; and that they this day laid before the President of the United States the four bills reported to have been examined on the 22d instant, and the bill yesterday reported to have been examined.

Mr. Nicholas, from the committee appointed the 18th instant, reported a bill supplementary to the act to alter and establish sundry post roads; which was read.

On the question to agree to the second reading of the bill, it was determined in the negative.

So the bill was lost.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to morrow morning.

**FRIDAY, APRIL 25, 1800.**

The bill supplementary to the act to suspend part of an act, entitled "An act to augment the army of the United States, and for other purposes," was read the third time and postponed to Tuesday next.

The Senate adjourned to 11 o'clock on Monday morning.

**MONDAY, APRIL 28, 1800.**

Mr. Tracy, from the committee, reported the bill regulating public arsenals and magazines, without amendment; and it was agreed that it pass to the third reading.

Mr. Schureman reported, from the committee, that they had examined and found duly enrolled the bill fixing the compensations of the officers of the Senate and House of Representatives.

Mr. Brown, from the committee on the bill to authorize the sale of lands, in certain cases, by the marshals, reported amendments; which were read.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President:* The President of the United States did, on the 24th instant, approve and sign "An act laying duties on implements employed in the manufacture of snuff;" "An act respecting the mint;" "An act providing for the punishment of crimes against the United States;" and "An act for the removal and accommodation of the government of the United States." The speaker of the House of Representatives having signed two enrolled bills, I am directed to bring them to the Senate for the signature of the Vice President. The House of Representatives concur in the amendment to the bill authorizing the President of the United States to accept the Western Reserve of Connecticut; also, to the amendments to the bill fixing the compensation of the officers of the Senate and House of Representatives. They disagree to some, and agree to other, amendments to the bill providing for the sale of the lands northwest of the Ohio: they agree to some, and disagree to other, amendments to the bill for a settlement of limits with the state of Georgia. They disagree to the amendment of the Senate to the bill to divide the territory northwest of the Ohio into two separate governments. They have appointed a committee, with such as the Senate may join, on the subject of a public library. They have passed a bill authorizing a credit to William Tazewell; a bill allowing payment to the militia commanded by Major Thomas Johnson, in the year 1794; a bill authorizing the issuing of certain patents; and a bill authorizing the sale of certain lands between the Great and Little Miami rivers; in which bills and resolution they desire the concurrence of the Senate. And he withdrew.

The Senate considered the resolution of the House of Representatives on the amendments to the bill providing for the sale of the lands northwest of the Ohio.

*Resolved,* That they ask a conference thereon, and that Messrs. Ross and Brown be managers on the part of the Senate.

*Ordered,* That the Secretary acquaint the House of Representatives therewith.

The Senate considered the resolutions of the House of Representatives on the amendments to the bill for the settlement of limits with the state of Georgia; and ordered that they be committed to Messrs. Ross, Dexter, and Livermore, to report thereon.

The Senate took into consideration the resolutions of the House of Representatives, on the amendment to the bill for dividing the territory northwest of the Ohio into two separate governments.

*Resolved,* That they insist on their amendment.

*Ordered,* That the Secretary acquaint the House of Representatives therewith.

The Vice President signed the two enrolled bills last reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

Mr. Schureman reported, from the committee, that they had laid before the President of the United States the bill for accepting the cession of the Western Reserve of Connecticut.

The resolution of the House of Representatives for the appointment of a joint committee on the subject of a public library, was considered and adopted.

*Resolved,* That Messrs. Dexter, Bingham, and Nicholas, be the committee on the part of the Senate.

*Ordered,* That the Secretary acquaint the House of Representatives therewith.

The bill authorizing a credit to William Tazewell was twice read, by unanimous consent, and referred to Messrs. Brown, Anderson, and Livermore, to consider and report thereon.

The bill directing the payment of militia under Major Thomas Johnson, in the year 1794, was twice read, by unanimous consent, and referred to Messrs. Tracy, Anderson, and Dayton, to consider and report thereon.

The bill to authorize the issuing of patents was twice read, by unanimous consent, and referred to Messrs. Dexter, Marshall, and Greene, to consider and report thereon.

The bill last mentioned in the message was read.

*Ordered,* That it pass to the second reading.

Mr. Goodhue, from the committee to whom was referred the bill to establish the district of Kennebunk, and certain other districts, reported amendments.

A motion was made that a committee be appointed to inquire into the propriety of passing an act to authorize the meeting of Congress at an earlier period than the time directed by the constitution, and that they report by bill or otherwise; and it was agreed that the consideration thereof be postponed.

Mr. Nicholas, from the committee to whom was referred the bill to amend the act to establish the judicial courts of the United States, reported amendments.

On motion,

*Ordered*, That Messrs. Hillhouse, Bingham, and Dexter, be a committee to consider whether any, and what, alteration ought to be made in the act, entitled "An act to establish the Treasury Department;" and, whether it would not be expedient to make it the duty of the Secretary of the Treasury to digest, prepare, and report to Congress, at the commencement of every session, plans for improving and increasing the revenue, and raising such sum or sums of money as shall be necessary for the public expenditures; and report by bill or otherwise.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

## TUESDAY, APRIL 29, 1800.

A message from the House of Representatives, by Mr. Condly, their Clerk:

*Mr. President* : The House of Representatives have passed a bill to promote the manufacture of sheet copper within the United States; in which they desire the concurrence of the Senate. They agree to the conference on the bill providing for the sale of the lands northwest of the Ohio; and have appointed managers on their part. They ask a conference on the amendment to the bill to divide the territory northwest of the Ohio into two separate governments, and have appointed managers on their part. And he withdrew.

The Senate took into consideration the resolution of the House of Representatives on the bill last mentioned.

*Resolved*, That they agree to the proposed conference, and that Messrs. Ross and Brown be managers at the same on the part of the Senate.

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

The bill first mentioned in the message was read, and passed to the second reading.

The bill providing for the sale of lands between the Great and Little Miami rivers was read the second time, and committed to Messrs. Ross, Brown, and Livermore, to consider and report thereon.

Mr. Tracy, from the committee on the bill to authorize the President of the United States to borrow money, reported it without amendment.

The bill, entitled "An act for the regulation of public arsenals and magazines," was read the third time, and passed.

*Ordered*, That the Secretary acquaint the House of Representatives with the concurrence.

A motion was made,

That a committee be appointed to inquire into and make a statement of the expenditure of public money for — years past, and that they be authorized to inspect all public records, books, and papers, or to require copies thereof, when, in their opinion, the same may be necessary, and to make a report at the next session of Congress; and it was agreed that the motion lie for consideration.

Mr. Brown, from the committee on the bill laying duties on imported salt, reported an amendment.

The Senate resumed the third reading of the bill supplementary to the act to suspend the act for augmenting the army.

And the question on the final passage of the bill was determined

In the affirmative,	{ Yeas . . . . .	19,
	{ Nays . . . . .	6.

The yeas and nays being required by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Bingham, Bloodworth, Brown, Cocke, Dexter, Foster, Franklin, Goodhue, Greene, Gunn, Hillhouse, Howard, Langdon, Livermore, Mason, Nicholas, and Schureman.

Those who voted in the negative, are,

Messrs. Dayton, Latimer, Read, Ross, Tracy, and Wells.

So it was

*Resolved*, That this bill pass, that it be engrossed, and that the title thereof be "An act supplementary to the act to suspend part of an act, entitled 'An act to augment the army of the United States, and for other purposes.'"

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in this bill.

The Senate took into consideration the report of the committee on the bill to amend the act to establish the judicial courts of the United States; the first clause of which is as follows.



Strike out the whole of the bill after the word "serve," in the third line, and insert "in the courts of the United States, shall be designated by lot, or otherwise, in each state or district respectively, according to the mode of forming juries, to serve in the highest courts of law therein, now practised; so far as the same shall render such designation practicable by the courts and marshals of the United States."

On motion to strike out all that follows the word "otherwise," in the fourth line of the report, for the purpose of inserting the following: "summoned or procured in each state respectively, according to the mode directed and prescribed by the laws of each state respectively, so far as such laws shall render the same practicable by the courts or marshals of the United States; and where the state mode cannot be used in the courts of the United States, the marshal attending such courts shall, every day the court sits, summon a sufficient number of persons to attend the court that day, that out of them may be impannelled sufficient juries for the trial of all causes (except cases punishable with death) depending in such courts: and if any person so summoned shall fail to attend the court accordingly, he shall be fined eight dollars, to the use of the United States."

A division of the motion was called for, and the question was taken on striking out:

Which passed in the negative, { Yeas . . . . . 9,  
Nays . . . . . 16.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Bloodworth, Brown, Cocke, Franklin, Langdon, Marshall, Mason, and Nicholas.

Those who voted in the negative, are,

Messrs. Bingham, Dayton, Dexter, Foster, Goodhue, Greene, Gunn, Hillhouse, Howard, Latimer, Livermore, Read, Ross, Schureman, Tracy, and Wells.

And it was agreed that the bill pass to the third reading as amended.

The Senate adjourned to 11 o'clock to-morrow morning.

### WEDNESDAY, APRIL 30, 1800.

The bill to promote the manufacture of sheet copper within the United States was read the second time, and committed to Messrs. Dexter, Gunn, and Livermore, to consider and report thereon.

The bill to establish the judicial courts of the United States was read the third time. *Resolved*, That this bill pass, that it be engrossed, and that the title thereof be "An act to amend an act, entitled 'An act to establish the judicial courts of the United States.'"

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in this bill.

The Senate resumed the third reading of the bill, entitled "An act to enable the President of the United States to borrow money for the public service."

On motion, to strike out these words: "and upon such terms and conditions as he shall judge most advantageous for the United States;" and insert "at a rate of interest, not exceeding 6 per cent. per annum."

A division of the motion was called for, and the question was taken on striking out; which

Passed in the negative, { Yeas . . . . . 11,  
Nays . . . . . 14.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Brown, Cocke, Foster, Franklin, Gunn, Langdon, Marshall, Mason, and Nicholas.

Those who voted in the negative, are,

Messrs. Bingham, Dayton, Dexter, Goodhue, Greene, Hillhouse, Howard, Latimer, Livermore, Read, Ross, Schureman, Tracy, and Wells.

On motion to strike out "fifteen years," the term limited for reimbursement of the loan, and insert "eight years:"

A division of the motion was called for, and the question was taken on striking out;

Which passed in the negative, { Yeas . . . . . 10,  
Nays . . . . . 15.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Brown, Cocke, Franklin, Gunn, Langdon, Marshall, Mason, and Nicholas.

Mr. Hillhouse, from the committee appointed the 28th of April last, on the subject of the Treasury Department, reported a bill, which was twice read by unanimous consent.

Mr. Tracy notified the Senate that he should to-morrow ask leave to bring in a bill continuing in force after the 25th day of June next the act concerning aliens.

The Senate adjourned to 11 o'clock to-morrow morning.

FRIDAY, MAY 2, 1800.

Mr. Hillhouse, from the committee to whom the subject was referred, reported a bill supplementary to the act establishing the mint; which was read, and passed to the second reading.

The bill, entitled "An act to authorize the allowance of a credit to William Tazewell," was read the third time and passed.

*Ordered*, That the Secretary acquaint the House of Representatives with the concurrence.

Mr. Wells reported from the committee that they this day laid the enrolled bill, fixing the compensations of the officers of the Senate and House of Representatives, before the President of the United States. He also reported that they had examined, and found duly enrolled, the bill to continue the act laying an additional duty on imported salt, and the bill for the regulation of arsenals and magazines.

The bill respecting the district of Kennebunk and other districts therein mentioned was read the third time.

*Ordered*, That the original committee be revived and that the bill be recommitted to their further consideration.

Mr. Tracy, from the committee to whom was referred the bill making appropriations for the support of government for the year 1800, reported the bill without amendment; and it was agreed that the bill be read a third time.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The Speaker of the House of Representatives having signed two enrolled bills, I am directed to bring them to the Senate for the signature of the Vice President. The House of Representatives agree to the proposed conference on the bill for an amicable settlement of limits with the state of Georgia, and have appointed managers on their part. They have passed the bill for deciding disputed elections of President and Vice President of the United States, with amendments; in which they desire the concurrence of the Senate. They concur in the amendment to the bill authorizing the sale and conveyance of lands by the marshals. And he withdrew.

The Vice President signed the two enrolled bills last reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

The Senate resumed the second reading of the bill supplementary to the act to establish the Treasury Department; and agreed that it pass to the third reading.

The Senate took into consideration the amendments of the House of Representatives to the bill for deciding disputed elections of President and Vice President of the United States, and they were referred to Messrs. Ross, Dexter, and Livermore, to report thereon.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

SATURDAY, MAY 3, 1800.

The Honorable Gouverneur Morris, appointed a Senator by the state of New York, for the remainder of the term for which their late Senator, the Honorable James Watson, was appointed, produced his credentials, and took his seat in the Senate; and the oath required by law was administered to him.

The bill supplementary to the act establishing the mint was read the second time, and postponed until Monday next.

The motion made on the 28th of April, respecting the next meeting of Congress, was considered; and,

*Resolved*, That Messrs. Bloodworth, Livermore, and Tracy, be a committee to inquire into the expediency of passing an act to authorize the next meeting of Congress at the city of Washington, in the District of Columbia, and whether it will not be adviseable to meet at an earlier period than the time directed by the Constitution; and that the committee report by bill, or otherwise.

Mr. Dexter, from the committee to whom was referred the bill authorizing the issuing certain patents, reported it without amendment.

*Ordered*, That the original committee be revived, and that the bill be re-committed, for their further consideration.

The bill, entitled "An act making appropriations for the support of government, for the year 1800," was read the third time, and passed with an amendment.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in the amendment.

The bill supplementary to the act to establish the Treasury Department was read the third time.

*Resolved*, That this bill pass, that it be engrossed, and that the title thereof be "An act supplementary to the act, entitled 'An act to establish the Treasury Department.'"

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in this bill.

Mr. Tracy notified the Senate that on Monday he would ask leave to bring in a bill concerning aliens.

The Senate adjourned to 11 o'clock on Monday morning.

### MONDAY, MAY 5, 1800.

Mr. Laurance, from the committee appointed to consider the bill for equalizing the valuations of unseated lands, reported it without amendment; and it was agreed that it be read a third time.

The Senate resumed the second reading of the bill supplementary to the act establishing the mint, and it was agreed that it be read a third time.

A message from the House of Representatives, by Mr. Condly, their Clerk:

*Mr. President*: The House of Representatives concur in the amendment to the bill making appropriations for the year 1800. They have passed the bill prohibiting the slave trade, with an amendment, to which they desire the concurrence of the Senate. They recede from their disagreement to the amendment of the Senate to the bill to divide the territory northwest of the Ohio into two separate governments, so far as to agree thereto with an amendment. And he withdrew.

Mr. Ross, from the committee on the bill last mentioned, made report; and it was

*Resolved*, That the Senate so far recede from their amendment thereto, as to agree to the amendment to their amendment.

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

Mr. Schureman reported from the committee that they had examined and found duly enrolled the bill for the division of the northwestern territory into two separate governments; the bill authorizing a loan; the bill making appropriations for the year 1800; the bill authorizing a credit to William Tazewell; and the bill to authorize the sale and conveyance of lands by the marshals.

The Senate took into consideration the amendment of the House of Representatives to the bill prohibiting the slave trade.

*Ordered*, That the original committee be revived, and that the amendment be referred to them, to consider and report thereon.

A message from the House of Representatives, by Mr. Condly, their Clerk:

*Mr. President*: The Speaker of the House of Representatives having signed several enrolled bills, I am directed to bring them to the Senate for the signature of the Vice President. The House of Representatives have passed a bill supplementary to the act to establish the compensations of the officers of the customs, in which they desire the concurrence of the Senate. And he withdrew.

The bill last mentioned was read and passed to the second reading.

The Vice President signed the enrolled bills last reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

Mr. Ross, from the managers at the conference on the amendments to the bill to amend the act providing for the sale of lands northwest of the Ohio, made report.

Whereupon,

*Resolved*, That the Senate recede from their amendments to the sixth section, so far as respects the forty days, in both instances, and insist on all their other amendments.

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

### TUESDAY MAY 6, 1800.

The bill supplementary to the act to establish the compensation of the officers employed in the collection of the duties on impost and tonnage, was read the second time, and referred to the committee appointed the 12th of March last on that subject.



Mr. Tracy, from the committee on the bill making appropriations for the military establishment for the year 1800, reported it without amendment; and it was agreed that the bill be read the third time.

The bill supplementary to the act establishing the mint was read the third time.

*Resolved*, That this bill pass, that it be engrossed, and that the title thereof be "An act supplementary to the act establishing the mint, and regulating the coins of the United States."

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in this bill.

The bill, entitled "An act to provide for equalizing the valuations of unseated lands," was read the third time, and passed.

*Ordered*, That the Secretary acquaint the House of Representatives with the concurrence.

Mr. Goodhue, from the committee on the bill, entitled "An act to establish the district of Kennebunk, and to annex Lyme to New London, and to alter the district of Bermuda Hundred and City Point, and therein to amend the act, entitled 'An act to regulate the collection of duties on imports and tonnage,'" reported an amendment, which was adopted; and the bill passed as amended.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives in the amendments.

Mr. Wells, from the committee, reported that they this day laid before the President of the United States the two enrolled bills reported to have been examined on the 2d instant, and the five enrolled bills reported to have been examined on the 5th instant.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President*: The House of Representatives have passed a bill to enlarge the powers of the surveyors of the revenue; a bill to ascertain the compensation of public ministers; a bill making appropriations for Indian treaties; and, a bill respecting the lands granted to the inhabitants and settlers at Vincennes, and the Illinois country; in which they desire the concurrence of the Senate. The House of Representatives so far recede from their disagreement to the amendment of the Senate to the bill providing for the sale of the lands in the territory northwest of the Ohio, as to agree thereto with amendments. And he withdrew.

The resolution of the House of Representatives last mentioned was considered.

*Resolved*, That the Senate concur in the amendments to the amendments.

*Ordered*, That the Secretary notify the House of Representatives of the concurrence.

The bill first mentioned in the message was twice read by unanimous consent, and referred to Messrs. Livermore, Wells, and Goodhue, to consider and report thereon.

The second bill mentioned in the message was twice read by unanimous consent, and referred to Messrs. Morris, Bingham, and Mason, to consider and report thereon.

The third bill mentioned in the message was twice read by unanimous consent, and referred to Messrs. Gunn, Hillhouse, and Anderson, to consider and report thereon.

The fourth bill mentioned in the message was twice read by unanimous consent, and referred to Messrs. Ross, Brown, and Latimer, to consider and report thereon.

Mr. Dexter, from the committee on the bill to promote the manufacture of sheet copper, reported amendments.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President*: The House of Representatives agree to the amendment of the Senate to the bill to establish the district of Kennebunk, and other districts therein mentioned. And he withdrew.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

### WEDNESDAY, MAY 7, 1800.

After the consideration of the Executive business,

Mr. Livermore, from the committee on the bill to enlarge the powers of the surveyors of the revenue, reported an amendment, which was agreed to; and the bill passed to the third reading as amended.

Mr. Ross, from the managers at the conference on the amendments disagreed to by the House of Representatives to the bill providing for a settlement of limits with the state of Georgia, reported sundry modifications; which were agreed to.

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

Mr. Hillhouse, from the committee to whom was referred the amendment of the House of Representatives to the bill prohibiting the slave trade, reported amendments to the amendment; which were adopted.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives therein.

Mr. Goodhue, from the committee on the bill establishing the compensations of the officers employed in the collection of the duties on impost and tonnage, reported an amendment.

Mr. Bloodworth, from the committee to whom the subject was referred, reported a bill providing for the next meeting of Congress; which was read, and passed to the second reading.

Mr. Morris, from the committee on the bill to ascertain the compensation of public ministers, reported an amendment; which was agreed to, and the bill passed to the third reading as amended.

On request, Mr. Langdon had leave of absence, after to-morrow, for the remainder of the session.

The bill, entitled "An act making appropriations for the military establishment of the United States, in the year 1800," was read the third time and passed.

*Ordered*, That the Secretary acquaint the House of Representatives therewith.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The President of the United States did, on the 2d instant, approve and sign, "An act supplementary to the laws fixing the compensation of the officers of the Senate and House of Representatives;" and, on the 7th, "An act to authorize a credit to William Tazewell;" "An act making appropriations for the year 1800;" "An act for the regulation of public arsenals and magazines;" "An act to divide the territory northwest of the Ohio into two separate governments;" "An act continuing the duty on imported salt;" "An act to authorize the sale and conveyance of land by the marshals;" and "An act to enable the President of the United States to borrow money." The House of Representatives agree to the amendments of the Senate to their amendment to the bill prohibiting the slave trade. And he withdrew.

The Senate took into consideration the report of the committee on the bill to establish the compensations of the officers employed in the collection of the duties on impost and tonnage.

On motion, to strike out the following words from the 2d section: "to the collector for the district of Boston and Charlestown, and to the collectors of Baltimore and Philadelphia, three-eighths of one per centum; to the collectors of Charleston, South Carolina, Salem, and Norfolk, and Portsmouth, three-quarters of one per centum; to the collector of the district of Portland one per centum:"

It passed in the negative,	{ Yeas . . . . .	7.
	{ Nays . . . . .	17.

The yeas and nays being required by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Greene, Howard, Latimer, Read, Ross, Tracy, and Wells.

Those who voted in the negative, are,

Messrs. Anderson, Baldwin, Bingham, Bloodworth, Brown, Cocke, Foster, Franklin, Goodhue, Hillhouse, Laurance, Livermore, Marshall, Mason, Morris, Nicholas, and Schureman.

*Ordered*, That this bill pass to the third reading as amended.

The Senate adjourned to 11 o'clock to-morrow morning.

#### THURSDAY, MAY 8, 1800.

Mr. Ross, from the committee to whom was referred the amendment of the House of Representatives to the bill prescribing the mode of deciding disputed elections of President and Vice President of the United States, reported amendments thereto.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The House of Representatives do not concur in the bill to permit the exportation of certain parcels of gunpowder, muskets, and cutlasses. They concur in the bill for the relief of Ithamar Canfield. They have passed a bill making provision for the children of Colonel John Harding, and Major Alexander Trueman; in which they desire the concurrence of the Senate. They agree to the modifications reported by the managers at the conference on the bill for an amicable settlement of limits with the state of Georgia, with an amendment to the amendment of the first section of the bill. And he withdrew.

The bill last sent up for concurrence was read and passed to the second reading.

Those who voted in the affirmative, are,



Messrs. Bingham, Dayton, Dexter, Foster, Goodhue, Greene, Gunn, Hillhouse, Latimer, Laurance, Livermore, Morris, Ross, Schureman, Tracy, and Wells.

Those who voted in the negative, are,

Messrs. Anderson, Baldwin, Bloodworth, Brown, Cocke, Franklin, Marshall, Mason, Nicholas, Pinckney, and Read.

*Ordered*, That a message be sent to the House of Representatives for concurrence.

Mr. Wells reported, from the committee, that they had examined, and found duly enrolled, the bill prohibiting the slave trade; also, the bill for the relief of Ithamar Canfield.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

### FRIDAY, MAY 9, 1800.

On motion,

*Resolved*, That the Secretary of the Senate pay to Hugh M'Kinley, for his labor, and attendance on the Senate, the last session, fifty dollars, over and above what he has already received; and one dollar and an half per day for his labor and attendance on the Senate during the time he may be employed the present session; to be paid out of the money appropriated for the contingent expenses of the two Houses of Congress.

The bill making provision for the children of Colonel John Harding, and Major Alexander Trueman was read the second time, and committed to Messrs. Marshall, Tracy, and Brown, to report thereon.

The bill to lay additional duties on certain articles imported was read the second time, and committed to Messrs. Bingham, Goodhue, and Laurance, to report thereon.

The bill to retain a further sum on drawbacks, in lieu of stamp duties on debentures, was read the second time, and referred to the last mentioned committee, to report thereon.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The House of Representatives concur in the amendments of the Senate to the bill to establish the compensation of the officers employed in collecting duties of impost and tonnage. The Speaker having signed several enrolled bills, I am directed to bring them to the Senate for the signature of the Vice President. The House of Representatives have passed a bill to permit the bringing of slaves into the Mississippi territory, in certain cases; a bill allowing rations to certain Indians, and a bill to make further appropriations for the year 1800. And he withdrew.

Mr. Schureman reported, from the committee, that they had examined and found duly enrolled the bill making appropriations for the military establishment for the year 1800; the bill to establish the district of Kennebunk, and other districts; the bill for an amicable settlement of limits with the state of Georgia; and the bill to establish the compensation of the officers employed in the collection of the duties of imposts and tonnage.

The Vice President signed the enrolled bills yesterday, and those this day reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

The bills last brought up for concurrence were read, and severally passed to the second reading.

The bill last mentioned in the message was, by unanimous consent, read a second time, and committed to Messrs. Nicholas, Livermore, and Tracy, to consider and report thereon.

The bill to allow rations to certain Indians was read the second time, by unanimous consent, and referred to the committee last mentioned, to consider and report thereon.

Mr. Dexter, from the committee on the bill to authorize the issuing certain patents, reported amendments; which were agreed to and the bill passed to the third reading as amended.

Mr. Anderson, from the committee to whom was referred the resolution authorizing an inquiry into the situation and extent of the vacant and unappropriated lands claimed by the United States, under the cession of the state of North Carolina, and the expediency of making provision for the disposition thereof, reported sundry resolutions.

*Ordered*, That they be printed for the use of the Senate; and that the consideration thereof be postponed to the next session of Congress.

The bill to permit the bringing slaves into the Mississippi territory, in certain cases, was read a second time, by unanimous consent, and referred to Messrs. Dexter, Read, and Brown, to consider and report thereon.



The bill, entitled "An act to enlarge the powers of surveyors of the revenue," was read the third time, and passed as amended; and a message was sent to the House of Representatives accordingly.

The bill, entitled "An act to ascertain the compensation of public ministers," was read the third time and passed as amended; and a message was sent to the House of Representatives accordingly.

The bill appointing the time and place of the next meeting of Congress was read the third time.

*Resolved*, That this bill pass, that it be engrossed, and that the title thereof be, "An act appointing the time and directing the place of the next meeting of Congress;" and a message was sent to the House of Representatives desiring concurrence.

The Senate took into consideration the report of the committee on the bill making appropriations for the navy for the year 1800, which was adopted; and, by unanimous consent, the bill was read the third time, and passed with an amendment; and a message was sent to the House of Representatives accordingly.

Mr. Schureman reported from the committee that they had this day laid the following enrolled bills before the President of the United States:

A bill for the relief of Ithamar Canfield; a bill to prohibit the slave trade; a bill to establish the district of Kennebunk, and other districts; a bill making appropriations for the military establishment for the year 1800; a bill establishing the compensation of the officers employed in the collection of the duties of impost and tonnage; a bill for settling the limits with the state of Georgia; a bill providing for the sale of the lands northwest of the Ohio; and a bill providing for equalizing the valuations of unseated lands.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President*: The House of Representatives concur in the bill respecting the Treasury Department. They agree to the amendments to the bill fixing the compensation of the public ministers; also, to the amendments to the bill making appropriations for the naval establishment, for the year 1800; and to the amendments to the bill to enlarge the powers of surveyors of the revenue, with amendments. They have passed a bill to continue trading houses for the Indians; also, a resolution relative to the laws of the Mississippi territory; in which bill and resolution they desire the concurrence of the Senate. They disagree to the amendments of the Senate to the amendment to the bill prescribing the mode of deciding disputed elections of President and Vice President of the United States. And he withdrew.

The bill and resolution were severally read and passed to the second reading.

On motion, the consideration of the amendments disagreed to on the bill last mentioned was postponed until to-morrow.

The Senate resumed the second reading of the bill directing the payment of the militia, under the command of Major Thomas Johnson, agreed to the amendments reported by the committee, and the bill passed to the third reading as amended.

Mr. Ross, from the committee on the bill to provide for the sale of lands between the Great and Little Miami rivers, reported the bill without amendment.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

#### SATURDAY, MAY 10, 1800.

Mr. Wells reported, from the committee, that they had examined and found duly enrolled the bill making appropriations for the navy for the year 1800; the bill to ascertain the compensation of public ministers; and the bill supplementary to the act to establish the Treasury Department.

The Senate took into consideration the amendment of the House of Representatives to their amendment to the bill to enlarge the powers of the surveyor of the revenue; and disagreed thereto; and the Secretary carried a message to the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President*: The Speaker of the House of Representatives having signed several enrolled bills, I am directed to bring them to the Senate for the signature of the Vice President. They have passed a bill for erecting a mausoleum for George Washington; also, a bill to regulate grants of land to the refugees of Canada and Nova Scotia; in which bills they desire the concurrence of the Senate. And he withdrew.

The bills last mentioned were read, and severally passed to the second reading.

Mr. Dexter, from the committee on the bill to admit, in certain cases, slaves into the Mississippi territory, reported it without amendment.

Mr. Bingham, from the committee on the bill to lay additional duties on certain imported articles, reported the bill without amendment; and it was agreed that it pass to the third reading.

Mr. Gunn, from the committee on the bill to defray the expense of holding treaties with Indians, reported an amendment.

The bill for establishing trading houses with the Indians was read the second time, and committed to Messrs. Ross, Livermore, and Anderson, to report thereon.

The Vice President signed the three enrolled bills last reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

On motion,

*Resolved*, That the resolution of the Senate and House of Representatives, of the 21st day of April last, authorizing the President of the Senate, and the Speaker of the House of Representatives, to adjourn their respective Houses, on Monday the 12th of May instant, be repealed, and that the said President and Speaker do adjourn their respective Houses on Wednesday the 14th instant.

*Ordered*, That the Secretary desire the concurrence of the House of Representatives.

The Senate resumed the consideration of the resolution of the House of Representatives on the amendments of the Senate to their amendment to the bill prescribing the mode of deciding disputed elections of President and Vice President of the United States; and,

On motion to recede from the amendments to the amendment,

It passed in the negative, { Yeas . . . . . 11,  
  { Nays . . . . . 16.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Baldwin, Bloodworth, Brown, Cocke, Foster, Franklin, Marshall, Mason, Nicholas, and Pinckney.

Those who voted in the negative, are,

Messrs. Bingham, Dayton, Dexter, Greene, Gunn, Hillhouse, Howard, Latimer, Laurance, Livermore, Morris, Read, Ross, Schureman, Tracy, and Wells.

*Resolved*, That the Senate adhere to their said amendments; and the Secretary carried a message to the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Condy, their Clerk:

*Mr. President*: The House of Representatives concur in the bill appointing the time and place of the next meeting of Congress. They insist on their amendment to the amendment to the bill to enlarge the powers of the surveyors of the revenue; ask a conference thereon, and have appointed managers on their part. They adhere to their disagreement to the amendments of the Senate to their amendment to the bill prescribing the mode of deciding disputed elections of President and Vice President of the United States. They have passed the bill supplementary to the act establishing the mint, with an amendment; in which they desire the concurrence of the Senate. They disagree to the resolution of the Senate extending the time of adjournment of the two Houses. And he withdrew.

The Senate agreed to the proposed conference on the amendment to the amendments to the bill to enlarge the powers of the surveyors of the revenue; and appointed Messrs. Livermore and Laurance managers on their part; and a message was sent to the House of Representatives accordingly.

The President of the United States, by message, notified the Senate that he this day approved and signed "An act in addition to the act prohibiting the slave trade;" also, "An act for the relief of Ithamar Canfield."

*Ordered*, That the House of Representatives be notified accordingly.

Mr. Marshall, from the committee on the bill making provision for the children of Colonel John Hardin and Major Alexander Trueman, reported an amendment.

The bill, entitled "An act to authorize the issuing certain patents," was read the third time, amended and passed; and the Secretary notified the House of Representatives accordingly.

Mr. Wells reported from the committee that they had laid before the President of the United States the three bills this day reported to have been examined.

The Senate took into consideration the amendment of the House of Representatives to the bill supplementary to the act establishing the mint, and disagreed thereto; and the Secretary notified the House of Representatives accordingly.

The bill, entitled "An act directing the payment of a detachment of the militia under the command of major Thomas Johnson, in the year 1794," was read the third time and passed with an amendment; and the Secretary notified the House of Representatives accordingly.

Mr. Nicholas, from the committee to whom was referred the bill to authorize certain expenditures, and to make certain appropriations for the year 1800, reported an amendment. He also reported from the committee the bill to make provision relative to rations for Indians, without amendment.

Mr. Bingham presented the remonstrance and petition of a number of "citizens of the republic of America, resident in the city and county of Philadelphia," praying the Senate "to reconsider the resolutions by them adopted on the subject of privilege in the case of William Duane;" which was read.

The Senate resumed the second reading of the bill to provide for the sale of lands between the Great and Little Miami rivers.

*Resolved*, That the further consideration thereof be postponed until the next session of Congress; and the Secretary notified the House of Representatives accordingly.

Mr. Bingham, from the committee to whom was referred the bill to retain a further sum on drawbacks, and in lieu of stamp duties on debentures, reported amendments, which were disagreed to, and the bill passed to a third reading.

On a motion, that all questions respecting the election of President and Vice President of the United States ought to be decided by the House of Representatives, the votes being taken by states, and each state having one vote; it was agreed that the motion lie for consideration.

The Senate considered the amendments reported on the bill to promote the manufacture of sheet-copper within the United States; and on the question to agree to the third reading of the bill,

It passed in the negative.

So the bill was lost.

The Senate adjourned to 11 o'clock on Monday morning.

#### MONDAY, MAY 12, 1800.

A message from the House of Representatives, by Mr. Cond, their Clerk:

*Mr. President*: The President of the United States hath this day approved and signed "An act providing for the sale of the lands northwest of the Ohio;" "An act for an amicable settlement of limits with the state of Georgia;" "An act to establish the district of Kennebunk, and other districts therein mentioned;" "An act to provide for equalizing the valuation of unseated lands;" "An act making appropriations for the military establishment for the year 1800;" and "An act to establish the compensations of the officers for collecting the duties of imposts and tonnage." The House of Representatives concur in the bill to suspend the act to augment the army of the United States, with amendments. They have passed a bill for the relief of persons imprisoned for debts due to the United States; in which bill they desire the concurrence of the Senate. And he withdrew.

The bill last mentioned was read and passed to the second reading.

Mr. Wells reported from the committee that they had examined and found duly enrolled the bill providing the time and place for the next meeting of Congress.

The Senate considered the amendments of the House of Representatives to the bill to suspend the act for the augmentation of the army; and referred them to Messrs. Tracy, Dayton, and Gumm, to report thereon.

The President of the United States, by his Secretary, notified the Senate that he this day approved and signed "An act supplementary to the act to establish the Treasury Department; and the House of Representatives was notified accordingly.

The resolution relative to the laws of the Mississippi territory was considered, and referred to Messrs. Anderson, Ross, and Marshall, to report thereon.

A message from the House of Representatives, by Mr. Cond, their Clerk:

*Mr. President*: The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of the Vice President. The House of Representatives agree to the amendments of the Senate to the bill directing the pay of the militia under the command of Major Thomas Johnson in 1794; also, to their amendments to the bill to authorize the issuing of certain patents. They concur in the bill further to amend the act respecting the judicial courts of the United States. They insist on their amendment to the bill relative to the mint, and ask a conference thereon, and have appointed managers on their part. They have passed a resolution prolonging the present session of Congress to the 13th, in which they desire the concurrence of the Senate. And he withdrew.

The Vice President signed the enrolled bill last examined, and it was delivered to the committee, to be laid before the President of the United States. The Senate considered the resolution of the House of Representatives of this day, respecting the ad-



journalment of the two Houses of Congress, and agreed thereto, with an amendment, to wit: to insert in place of Tuesday 13th, Wednesday the 14th; and the Secretary notified the House of Representatives accordingly.

The Senate took into consideration the resolution of the House of Representatives desiring a conference on the amendments to the bill respecting the mint, and agreed thereto, and that Messrs. Hillhouse and Bingham be managers on the part of the Senate; and the Secretary notified the House of Representatives accordingly.

The bill, entitled "An act laying additional duties on certain articles imported," was read the third time and passed; and the Secretary notified the House of Representatives accordingly.

The bill, entitled "An act to retain a further sum on drawbacks, for expenses incident to the allowance and payment thereof, and in lieu of stamp duties on debentures," was read the third time and passed; and the Secretary notified the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President:* The House of Representatives agree to the amendment of the Senate to the resolution prolonging the present session of the two Houses of Congress to the 14th instant. They agree to the modifications reported by the managers at the conference on the amendments to the bill to enlarge the powers of the surveyors of the revenue. And he withdrew.

Mr. Livermore, from the managers at the conference on the bill last mentioned, made report.

Whereupon,

*Resolved,* That the Senate agree to the modifications of the amendments agreeably to the report of the managers; and the Secretary notified the House of Representatives accordingly.

The bill regulating grants of land appropriated for the refugees from Canada and Nova Scotia was read the second time, and referred to Messrs. Ross, Brown, and Marshall, to report thereon.

The bill for erecting a mausoleum for George Washington was read the second time, and the further consideration thereof postponed until the next session of Congress. And the House of Representatives was notified accordingly.

The Senate considered the amendment reported by the committee on the bill to appropriate a certain sum of money to defray the expense of treaties with the Indians, agreed thereto, and the bill passed to the third reading as amended.

The Senate considered the amendment reported by the committee on the bill making certain appropriations for the year 1800; which was agreed to, and the bill passed to the third reading as amended.

Mr. Wells reported, from the committee, that they had examined and found duly enrolled the bill to amend the act to establish the judicial courts of the United States; the bill to authorize the issuing certain patents; and the bill directing the payment of a detachment of the militia under the command of Major Thomas Johnson, in the year 1794.

The Senate resumed the second reading of the bill to make provision relative to rations for Indians; and agreed that it pass to the third reading.

Mr. Anderson notified the Senate that he should to-morrow ask leave to bring in a bill to authorize the proper officer to settle the claim of John Pitchlynn.

The Senate considered the amendments reported to the bill making further provision for the children of Colonel John Harding and Major Alexander Trueman, deceased; and, having amended the report, it was adopted, and the bill passed to the third reading as amended.

After the consideration of the Executive business,

The Senate adjourned to 11 o'clock to-morrow morning.

## TUESDAY, MAY 13, 1800.

The bill making provision for persons imprisoned for debts due the United States was read the second time, and postponed to the next session of Congress; and the Secretary notified the House of Representatives of the postponement.

Mr. Wells reported, from the committee, that they had this day examined and found duly enrolled the bill to retain a further sum on drawbacks in lieu of stamp duties.

The bill, entitled "An act appropriating a certain sum of money to defray the expense of holding a treaty or treaties with the Indians," was read the third time and passed with an amendment; and the Secretary desired the concurrence of the House of Representatives in the amendment.



The bill, entitled "An act to authorize certain expenditures, and to make certain appropriations for the year 1800," was read the third time and passed with an amendment; and the Secretary desired the concurrence of the House of Representatives therein.

A message from the House of Representatives, by Mr. Condly, their Clerk:

*Mr. President:* The President of the United States, on the 10th instant, approved and signed "An act making appropriations for the navy of the United States for the year 1800," and, "An act to ascertain the compensation of public ministers." The Speaker of the House of Representatives having signed several enrolled bills, I am directed to bring them to the Senate for the signature of the Vice President. And he withdrew.

The Vice President signed the four enrolled bills last reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

The bill, entitled "An act making provision relative to rations for Indians, and to their visits to the seat of government," was read the third time and passed; and the Secretary notified the House of Representatives of the concurrence.

The bill, entitled "An act making further provision for the children of Colonel John Harding and Major Alexander Trueman, deceased," was read the third time and passed, with an amendment; and the Secretary desired the concurrence of the House of Representatives in the amendment.

Mr. Hillhouse reported from the managers at the conference on the amendment to the bill to establish the mint: Whereupon,

*Resolved,* That the Senate do *insist* on their said amendment; and the Secretary notified the House of Representatives accordingly.

The second reading of the bill to permit the introduction of slaves, in certain cases, into the Mississippi territory, was resumed; and it was agreed that it pass to the third reading.

A message from the House of Representatives, by Mr. Condly, their Clerk:

*Mr. President:* The House of Representatives agree to the amendment of the Senate to the bill to authorize certain expenditures and appropriations for the year 1800; to the amendment of the Senate to the bill to appropriate a certain sum of money for holding treaties with the Indians; and to the amendment of the Senate to the bill to make further provision for the children of Colonel John Harding and Major Alexander Trueman. They *adhere* to their amendments to the bill to establish the mint. And he withdrew.

The Senate resumed the consideration of the motion made the 10th of May instant, respecting the election of President and Vice President of the United States; and, after debate, the further consideration thereof was postponed until the next session of Congress.

Mr. Anderson, from the committee to whom was referred the resolution repealing certain laws passed by the Governor and Judges of the Mississippi territory, reported an amendment, which was disagreed to, and the resolution postponed to the next session of Congress; and the Secretary notified the House of Representatives accordingly.

The Senate considered the resolution of the House of Representatives, adhering to their amendment to the bill supplementary to the act establishing the mint.

Whereupon,

*Resolved,* That they do *recede* from their disagreement, and agree to the amendment of the House of Representatives; and the Secretary notified the House of Representatives accordingly.

Mr. Tracy, from the committee to whom was referred the amendment of the House of Representatives to the bill supplementary to the act to suspend part of an act to augment the army of the United States, reported amendments thereto; which were read.

*Ordered,* That the committee be revived, and that the bill be recommitted for further consideration.

Mr. Wells reported, from the committee, that they had examined and found duly enrolled the bill to lay additional duties on certain articles imported; the bill to enlarge the powers of surveyors of the revenue; the bill to make provision relative to rations for Indians; the bill to appropriate a certain sum of money to defray the expense of holding a treaty or treaties with the Indians; and, the bill to authorize certain expenditures, and to make certain appropriations, for the year 1800. He also reported, that the committee this day laid before the President of the United States the bill appointing the time, and directing the place, of the next meeting of Congress; the bill to amend an act, entitled "An act to establish the judicial courts of the United States;" the bill to authorize the issuing certain patents; and the bill directing the payment of a detachment of militia under the command of Major Thomas Johnson, in the year 1794.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President:* The Speaker of the House of Representatives having signed several enrolled bills, I am directed to bring them to the Senate for the signature of the Vice President. And he withdrew.

The Vice President signed the six enrolled bills last reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

Mr. Wells reported from the committee that they had laid the bills last reported to have been examined before the President of the United States.

Mr. Tracy, from the committee, reported further amendment to the bill supplementary to the act for augmenting the army; and the reported amendment to the amendment was adopted.

*Ordered,* That the Secretary ask concurrence therein.

After the consideration of the Executive business,

The Senate adjourned to 9 o'clock to-morrow morning.

### WEDNESDAY, MAY 14, 1800.

The Vice President having, by letter, intimated his desire to be excused from further attendance, as it would probably be the last day of the session;

The Senate proceeded to the choice of a President pro tempore, as the constitution provides; and the Honorable Uriah Tracy was duly elected.

The Secretary notified the President of the United States, and also the House of Representatives, of the election.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President:* The House of Representatives agree to the amendment of the Senate to the amendments to the bill to suspend part of the act to augment the army of the United States. And he withdrew.

Mr. Ross, from the committee on the bill, entitled "An act regulating the grants of land appropriated for the refugees from the British provinces of Canada and Nova Scotia," reported an amendment, which was adopted; and it was agreed, by unanimous consent, that the bill be now read the third time.

*Resolved,* That this bill pass as amended.

*Ordered,* That the Secretary desire the concurrence of the House of Representatives therein.

The President of the United States, by his Secretary, notified the Senate that he, on the 13th instant, approved and signed "An act prescribing the time and place for the next meeting of Congress; also, "An act in addition to the act to establish the judicial courts of the United States;" and the Secretary notified the House of Representatives accordingly.

The bill, entitled "An act to permit, in certain cases, the bringing of slaves into the Mississippi territory," was read the third time; and, on the question to agree to the final passage thereof,

It passed in the negative, { Yeas . . . . . 5,  
  { Nays . . . . . 14.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Anderson, Cocke, Marshall, Pinckney, and Read.

Those who voted in the negative, are,

Messrs. Baldwin, Bingham, Bloodworth, Brown, Dayton, Foster, Franklin, Greene, Hillhouse, Laurance, Livermore, Mason, Morris, and Ross.

So the bill was lost; and the Secretary notified the House of Representatives accordingly,

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President:* The House of Representatives disagree to the amendment of the Senate to the bill regulating the grants of land for the refugees from the British provinces of Canada and Nova Scotia. And he withdrew.

The Senate considered the resolution of the House of Representatives on the amendment of the Senate to the bill last mentioned.

*Resolved,* That they adhere to their amendment.

*Ordered,* That the Secretary notify the House of Representatives accordingly.

Mr. Wells, from the committee, reported that they had examined, and found duly enrolled, the bill to suspend part of an act to augment the army of the United States; the bill making provision for the children of Col. John Harding and Major Alexander Trueman; and the bill supplementary to the act establishing the mint.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President:* The Speaker of the House of Representatives having signed several enrolled bills, I am directed to bring them to the Senate, for the signature of the President. The President of the United States, on the 13th instant, approved and signed "An act to authorize the issuing of certain patents;" "An act directing the payment of the militia under the command of Major Thomas Johnson in the year 1794;" "An act to retain a further sum on drawbacks in lieu of stamp duties on debentures;" "An act to make provision relative to rations for Indians;" "An act to lay additional duties on certain articles imported;" "An act to allow certain expenditures for the year 1800;" "An act to enlarge the powers of the surveyors of the revenue;" and "An act to defray the expense of holding a treaty or treaties with the Indians." And he withdrew.

The President of the Senate signed the three enrolled bills last reported to have been examined, and they were delivered to the committee, to be laid before the President of the United States.

Mr. Ross, from the committee on the bill making grants of lands to the inhabitants of Vincennes and Illinois country, reported the bill without amendment; and it was agreed to postpone the bill to the next session of Congress; of which the Secretary notified the House of Representatives accordingly.

On motion,

*Ordered,* That the committee to whom was referred the bill to establish trading houses with the Indians be discharged; that the bill be postponed to the next session of Congress; and that the Secretary notify the House of Representatives of the postponement.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President:* The House of Representatives have postponed, until the next session of Congress, the bill regulating the grants of land to the refugees from the British provinces of Canada and Nova Scotia. They have appointed a committee on their part, with such as the Senate may join, to wait on the President of the United States and notify him that, unless he hath any further communications to make to the two Houses of Congress, they are ready to adjourn; and they desire the appointment of a committee on the part of the Senate. And he withdrew.

Mr. Wells, from the committee, reported that they this day laid before the President of the United States the three bills last reported to have been examined.

Mr. Bingham presented an additional remonstrance and petition of a number of "citizens of the republic of America, residing in the city and county of Philadelphia," praying the Senate to "reconsider the resolutions by them adopted on the subject of privilege in the case of William Duane."

And on motion that the remonstrance be read,

It passed in the negative, { Yeas . . . . . 7,  
  { Nays . . . . . 12.

The yeas and nays being required by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Baldwin, Bingham, Bloodworth, Brown, Cocke, Franklin, and Mason.

Those who voted in the negative, are,

Messrs. Dayton, Foster, Greene, Gunn, Latimer, Laurance, Livermore, Morris, Read, Ross, Tracy, and Wells.

On motion,

*Resolved,* That the Secretary of the Senate be, and he is hereby, authorized to pay to James Mathers, acting as Sergeant-at-Arms to the Senate, out of the contingent fund, the sum of one hundred dollars, for extra services during the session.

The President of the United States notified the Senate, by his Secretary, that he this day approved and signed "An act supplementary to the act establishing the mint;" and "An act supplementary to the act to suspend part of an act for augmenting the army of the United States."

*Ordered,* That the House of Representatives be notified accordingly.

A message from the House of Representatives, by Mr. Condry, their Clerk:

*Mr. President:* The President of the United States hath notified the House of Representatives that he this day approved and signed "An act to make further provision for the children of Col. John Harding, and Major Alexander Trueman, deceased."

The Senate agreed to the resolution of the House of Representatives appointing a committee, jointly with such as the Senate may appoint, to wait on the President of the United States, and notify him of the proposed adjournment of the two Houses of Congress; and it was agreed that Messrs. Bingham and Wells be the committee on the part

of the Senate; of which the Secretary notified the House of Representatives accordingly.

Mr. Bingham reported, from the joint committee last mentioned, that the President of the United States had no further communication to make to Congress at this time than his best wishes for their safe return to their respective places of abode.

On motion that it be

*Resolved*, That the President of the United States be requested to instruct the proper law officer to commence and carry on a prosecution against William Duane, editor of the newspaper called the Aurora, for certain false, defamatory, scandalous, and malicious publications in the said newspaper, of the 19th of February last past, tending to defame the Senate of the United States, and to bring them into contempt and disrepute, and to excite against them the hatred of the good people of the United States:

It passed in the affirmative,    { Yeas . . . . . 13,  
  { Nays . . . . . 4.

The yeas and nays being required by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bingham, Dayton, Foster, Greene, Gunn, Latimer, Laurance, Livermore, Morris, Read, Ross, Tracy, and Wells.

Those who voted in the negative, are,

Messrs. Bloodworth, Brown, Cocke, and Franklin.

*Ordered*, That the Secretary lay an attested copy of the foregoing resolution before the President of the United States.

On motion,

*Resolved*, That the thanks of the Senate of the United States be presented to the Commissioners of the city and county of Philadelphia for the convenient and elegant accommodations furnished by them for the use of the Senate, during the residence of the national government in the city; and that the President of the Senate be requested to convey this resolution in a letter to the said Commissioners.

The President, agreeably to the joint resolution of the 12th instant, adjourned the Senate, to meet again on the third Monday of November next, as the law provides.



## APPENDIX.

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### A.

#### The committee on the petition of Thomas Burling and others Report :

That the petitioners solicit an act of Congress for the confirmation of grants of land made by the Spanish government, prior to the treaty of April, 1796; and likewise for confirming the claims for lands to those who were occupants before that time.

They further request, in favor of those who have settled on vacant lands since the treaty with Spain, a priority of right to lands in that territory; and a grant of head rights to all who are now, or may hereafter become, settlers.

By the act of Congress for an amicable settlement of limits with the state of Georgia, and authorizing the establishment of a government in the Mississippi territory, a method is provided to settle all interfering claims to said lands, which settlement has not yet been effected. It is also declared, by said act, that the rights of the state of Georgia and of any other persons claiming in that territory, shall remain unimpaired by said act.

The committee are of opinion it will be improper for the legislature of the Union to do any thing upon the subject of said petition, while the interfering claims to the lands in said territory remain unsettled. They therefore report that the prayer of said petition is unreasonable.

### B.

#### The committee on the letter signed John Henderson to Winthrop Sargent, Governor, Report :

That the inhabitants of the Mississippi territory request an appropriation of lands in the territory by Congress, for the support of "clergymen and seminaries of learning, and such like purposes," in the same manner that appropriations have been made in the northwestern territory.

The committee are of opinion that the unsettled condition of claims to lands in the Mississippi territory renders it improper at this time to make appropriations of lands for any purposes.

They therefore report that the request of said inhabitants is unreasonable.

### C.

#### The committee to whom was referred the petition of Joseph Russell and others, Report :

That the petitioners, as holders of certain bills of credit, (commonly called new emission bills,) emitted agreeably to a resolution of Congress of the 18th of March, 1780, pray of the United States payment of the interest on those bills; the parts of that resolution illustrating the principles upon which they were emitted, are as follows:

"*Resolved*, That the several states continue to bring into the continental treasury, by taxes or otherwise, their full quotas of fifteen millions dollars monthly, as assigned them by the resolution of the 7th of October, 1779; a clause in the resolution of the

23d of February last, for relinquishing two-thirds of the said quotas, to the contrary notwithstanding; and that the states be further called on to make provision for continuing to bring into the said treasury their like quotas monthly, to the month of April, one thousand seven hundred and eighty-one, inclusive:

“That silver and gold be receivable in payment of the said quotas, at the rate of one Spanish milled dollar, in lieu of forty dollars of the bills now in circulation.

“That the said bills as paid in, except for the months of January and February past, which may be necessary for the discharge of past contracts, be not re-issued but destroyed.

“That as fast as the said bills shall be brought in to be destroyed and funds shall be established, as hereafter mentioned, for other bills, other bills be issued, not to exceed, on any account, one-twentieth part of the nominal sum of the bills brought in to be destroyed.

“That the bills which shall be issued be redeemable in specie, within six years after the present, and bear an interest at the rate of five per centum per annum, to be paid also in specie, at the redemption of the bills, or at the election of the holder, annually, at the respective continental loan offices, in sterling bills of exchange, drawn by the United States on their commissioners in Europe, at four shillings and six pence sterling per dollar:

“That the said new bills issue on the funds of individual states for that purpose established, and be signed by persons appointed by them, and that the faith of the United States be also pledged for the payment of said bills, in case any state, on whose funds they shall be emitted, should, by the events of war, be rendered incapable to redeem them; which undertaking of the United States, and that of drawing bills of exchange for payment of interest as aforesaid, shall be indorsed on the bills to be emitted, and signed by a commissioner to be appointed by Congress for that purpose.

“That the face of the bills to be emitted read as follows, viz:

“The possessor of this bill shall be paid — Spanish milled dollars by the thirty first day of December, 1786, with interest in like money, at the rate of five per cent. per annum, by the state of — according to an act of the legislature of the said state, of the — day of — 1780.

“And the indorsement shall be as follows, viz:

“The United States insure the payment of the within bill, and will draw bills of exchange for the interest annually, if demanded, according to a resolution of Congress of the 18th day of March, 1780.

“That the said new bills shall be struck under the direction of the board of treasury, in due proportion for each state, according to the said monthly quotas, and lodged in the continental loan offices in the respective states, when the commissioner to be appointed by Congress, in conjunction with such persons as the respective states appoint, shall attend the signing of said bills, which shall be completed no faster than in the aforesaid proportion of one to twenty of the other bills brought in to be destroyed, and which shall be lodged for that purpose in the said loan offices.

“That, as the said new bills are signed and completed, the states, respectively, on whose funds they issue, receive six-tenths of them, and that the remainder be subject to the orders of the United States, and credited to the states on whose funds they are issued, the accounts whereof shall be adjusted agreeably to the resolution of the 6th of October, 1779.

“That whenever interest on the bills to be emitted shall be paid prior to their redemption, such bills shall be thereupon exchanged for others of the like tenor, to bear date from the expiration of the year for which such interest is paid.

“That the several states be called on to provide funds for their quotas of the said new bills, to be so productive as to sink or redeem one-sixth part of them annually after the first day of January next.”

Conformably to which all the states, excepting North Carolina, South Carolina, and Georgia, then invaded, were furnished with their several proportions of bills for emission, and, excepting Connecticut and Delaware, did issue various sums of them, which passed into circulation at a considerable discount from the nominal value, and which in circulation continued to depreciate.

Provision for redemption of bills of the above description, has been made by the states which issued them at different periods and rates of value: but those provisions seem not to have given satisfaction to all the creditors, as, under the act of Congress, passed February 12th, 1793, entitled “An act relative to claims against the United States not barred by any act of limitation, and which have not been already adjusted,”

claims were lodged against the United States for payment of bills issued by the individual states as aforesaid, to amount of dollars,	90,642
Since withdrawn,	58,222
Remaining,	32,420

Upon any of which interest has not been paid by the United States, nor is proof shewn that demand for it was made, agreeably to said resolution. Such of the petitioners whose names are entered as claimants under said act of February 12th, 1793, appear to be holders of bills issued chiefly by the states of New Hampshire, Massachusetts, and Rhode Island.

The committee are informed that New Hampshire has provided for the redemption of those issued by that state, at the rate of one silver dollar for five dollars of their nominal amount.

Massachusetts, by the act funding the debt of that commonwealth, passed February 1st, 1794, provided for receiving on loan new emission bills of that state, "at the rate of one dollar silver for four dollars of those bills, calculating the interest due on their face up to July 1st, 1794, and issuing a certificate for the principal and interest at five per cent. payable semi-annually."

Rhode Island, by act of assembly, passed July (second session) 1780, providing for emitting bills conformably to the above resolution, ordered an annual tax for six years, as a fund for their redemption: a considerable sum of them has been paid into that state's treasury by tax; for those outstanding, no further provision has been made.

Upon this general view of the subject which presents itself, in considering the description of debt upon which interest is demanded, the committee are of opinion that the United States cannot be holden to make payment of interest on said bills, when there has not been demand made for such payment agreeably to the terms of said resolution of Congress, and the indorsement on them.

The committee do not decide, what would be the consequence, had such demand for payment of interest been proved; that subject not having been committed to them, but no such demand being proved, they are of opinion that the prayer of the petitions committed to them is unreasonable.

## D.

### The committee to whom was referred the petition of Elijah Brainard, Report :

That the petitioner asks pecuniary relief for a wound he states to have received, in the Revolutionary war.

Although there are some circumstances attending this claim which are peculiar to itself and would plead in the petitioner's favor, yet your committee do not see sufficient in it to distinguish it from other claims which are barred by the statute of limitations; your committee are therefore of opinion that the petitioner ought to have leave to withdraw his petition.

*Senators of the United States retire from office.*

THIRD MARCH, 1801.	THIRD MARCH, 1803.	THIRD MARCH, 1805.
Mr. Bingham, Mr. Bloodworth, Mr. Gunn, Mr. Langdon, Mr. Laurance, Mr. Lloyd, Mr. Marshall, Mr. Paine, Mr. Read, and Mr. Tracy.	Mr. Anderson, Mr. Chipman, Mr. Foster, Mr. Goodhue, Mr. Hillhouse, Mr. Howard, Mr. Latimer, Mr. Mason, Mr. Morris, Mr. Ross, and Mr. Schureman.	Mr. Baldwin, Mr. Brown, Mr. Cocke, Mr. Dayton, Mr. Dexter, Mr. Franklin, Mr. Greene, Mr. Livermore, Mr. Nicholas, Mr. Pinckney, and Mr. Wells.